

**MUNICIPAL DISTRICT OF ROCKY VIEW NO. 44
BYLAW C-6227-2006**

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A Bylaw of the Municipal District of Rocky View No. 44 authorizing Council to amend Bylaw C-1622-83 being the Bylaw to establish the Madden & District Recreation Area.

NOW THEREFORE the Council of the Municipal District of Rocky View No. 44 pursuant to the authority vested in it by the Recreation Development Act, Revised Statutes of Alberta, 1980, and amendments thereto, enacts as follows:

1. That the Madden & District Recreation Area shall be established composed of the following lands within the jurisdiction of the Municipal District of Rocky View No. 44:

All of Township Twenty-eight (28), Range Three (3), West of the Fifth Meridian (W5M);

Sections Five (5) to Eight (8);

Sections Seventeen (17) to Twenty (20);

Sections Twenty-nine (29) to Thirty-two (32) in Township Twenty-eight (28), Range Two (2), West of the Fifth Meridian (W5M).

2. That the Madden & District Recreation Area shall be established consisting of three (3) members serving without pay, appointed by a resolution of the Council of the Municipal District of Rocky View No. 44 on the following basis:

One member from the Hamlet of Madden

One member from the Rural Area

One member from the Municipal District Council

Hereinafter called the "Recreation Board" whose purpose is to foster, create, develop, maintain and operate parks, recreation program facilities and services, and other recreational facilities in the cooperating regional area under their joint control and management. Should a vacant position go unfulfilled, the Board may be deemed operational.

3. That to finance the operations and expenditures of the Recreation Board, there shall be levied a municipal mill rate (i.e. property tax rate) as is designated each year by Council of the Municipal District of Rocky View No. 44 within the area described in Section 1 hereof, which shall be forwarded to the "Signing Authority" upon requisition thereof.

4. That it is agreed that the Municipal District of Rocky View No. 44 shall be signing authority with respect to financial management of the Recreation Board.

5. TERMS OF OFFICE:

1.1 All members shall be appointed for a two (2) year term of office.

1.2 After each two (2) year term, members must re-apply for the position.

1.3 Any regular member of the Board who is absent from three (3) consecutive meetings unless such absence is caused by illness or he/she be authorized by resolution of the Board entered upon its minutes, shall forfeit his or her office and

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another regular member shall be named by the appropriate authority for the remainder of his/her term of office.

1.4 By mutual consent of the Recreation Board and participating Council, may with reason, request the resignation of any member of the Recreation Board at any time prior to the expiry date of the member's term of office and any member of the Recreation Board may resign therefrom at any time upon sending written notice to the Secretary of the Recreation Board.

1.5 All members shall remain in office until their respective successors are appointed.

2. CONDUCT OF MEETINGS

2.1 A Chairman, Vice-Chairman and a Secretary of the Recreation Board shall be chosen by the members attending the first meeting of the Board, which shall take place within one (1) month of the passing of this bylaw.

2.2 That at the first meeting of the Board in each year, a Chairman, Vice-Chairman and Secretary shall be chosen to hold office during the current calendar year.

2.3 That at the first meeting of the Board in each year, the Board shall decide, via a motion, if Council representation from cooperating municipalities shall be voting or non-voting members.

2.4 Regular meetings of the Board shall be held once a year and any additional meetings at the call of the Chair, at the time and place of such regular meetings to be determined by the Board.

2.5 Special meetings may be called on three (3) day's notice by the Chairman or at the request of any three members of the Board. The Board may by unanimous consent, waive notice of a special meeting and hold a special meeting at anytime if every member of the Board is present, and has signed a waiver of notice.

2.6 A minute book shall be kept and minutes of all regular and special meetings shall be recorded by the Secretary of the Board. Copies of all minutes shall be filed with the Municipal Secretary of the cooperating municipalities.

2.7 A quorum of the said Board shall consist of the Chairman or Vice-Chairman in the absence of the Chairman, and two regular members.

2.8 The Chairman shall vote on any question and in the event of a tie-vote, the motion shall be deemed lost.

3. POWERS AND DUTES OF THE BOARD

3.1 The Regional Recreation Board shall have the power to make rules and regulations and to form policies, as it may deem necessary from time to time, provided such rules, regulations and policies are not inconsistent with the powers herein conferred. Copies and amendments of such rules, regulations and

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policies shall be filled with the Municipal Secretary of the respective cooperating municipalities.

- 3.2 The Regional Recreation Board shall be concerned with the growth and development of a broad range of recreation activities and the coordination of facility development and use, to provide activities that will provide opportunity for people of all ages to use in their leisure time in a wholesome and satisfying manner.
- 3.3 The Regional Recreation Board shall be consulted on all major matters affecting the development, maintenance and use of facilities within the regional area defined in Section 1 hereof.
- 3.4 The Regional Recreation Board shall be consulted whenever it is proposed to lease or to sell or to otherwise dispose of any land that is held for park, community or other public purposes and whenever it is proposed to purchase or otherwise acquire land for public recreation purposes.
- 3.5 The Regional Recreation Board shall have the responsibility of developing a policy with regard to the duties and responsibilities of any staff employed by the Board.
- 3.6 The Regional Board shall cooperate with and encourage all organizations or delegation of citizens with respect to recreation and culture and act on such recommendations arising therefrom as a Recreation Board shall deem to be in the general interest of all citizens.

4. GENERAL REQUIREMENTS

- 4.1 Annually, the Regional Recreation Board shall submit to the cooperating municipalities, a budget of estimated revenue and expenditures for the next following year with respect to all matters over which, under the terms of this bylaw, the Board has jurisdiction. Acceptance by all cooperating municipalities must occur before the budget may be passed by the Board.
- 4.2 The Regional Recreation Board shall make a complete annual report and other reports from time to time as requested, to the cooperating municipalities hereto.
- 4.3 Neither the Regional Recreation Board nor any member thereof shall have the power to pledge the credit of the cooperating municipalities in connection with any matters whatsoever, nor shall the said Board or any member thereof, have any power to authorize any expenditure to be charged against the cooperating municipalities. Notwithstanding the foregoing, the Regional Recreation Board shall have the authority for services, materials and grants, which have been rectified and agreed upon by the cooperating municipalities by virtue of the duly submitted and passed annual budget. In the event that there is to be any deviation from the ratified budget, as recommended by the said Board, written application for change shall be made to the cooperating municipalities and agreement reached before the changes are affected.

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- 4.4 The Regional Recreation Board shall submit to the signing authority all accounts payable incurred during the previous calendar month not later than the twentieth (20) day of the following month.
5. The Reeve or Deputy Reeve and the Chief Administrative Officer are, and are deemed to be, authorized for and on behalf of the Council, to enter into and execute any agreement in order to complete the provisions and requirements of this bylaw.
6. Bylaw C-1622-83 is hereby repealed.
7. This bylaw shall come into effect immediately upon third reading thereof.

First reading passed in open Council, assembled in the City of Calgary, in the Province of Alberta, this 2nd day of, May 2006, on a motion by Councillor Habberfield.

Second reading passed in open Council, assembled in the City of Calgary, in the Province of Alberta, this 2nd day of, May 2006, on a motion by Councillor McLean.

Permission for third and final reading, assembled in the City of Calgary, in the Province of Alberta, this 2nd day of, May 2006, on a motion by Councillor Habberfield.

Third and final reading passed in open Council, assembled in the City of Calgary, in the Province of Alberta, 2nd day of, May 2006, on a motion by Councillor Neustaedter.

REEVE or DEPUTY REEVE

MUNICIPAL SECRETARY