

Rural Municipality of Eldon No. 471

BYLAW No. 9/98

A BYLAW TO PROVIDE FOR THE CREATION OF A BOARD FOR THE PURPOSES OF MANAGING AND OPERATING A MEDICAL CLINIC AND LABORATORY

The Council of the Rural Municipality of Eldon No. 471, in the Province of Saskatchewan, enacts as follows:

1. Constitution

That under the authority of Section 254 of *The Rural Municipality Act, 1989* a board to be known as “Municipal Health Holdings” is hereby created for the purposes of managing and operating a medical clinic and laboratory.

2. Definitions

In this bylaw:

- (a) “Act” means *The Rural Municipality Act, 1989*, as amended from time to time.
- (b) “board” means the board exercising the powers of Municipal Health Holdings declared a body corporate pursuant to Section 254 of *The Rural Municipality Act, 1989*
- (c) “council” means the council of the Rural Municipality of Eldon No. 471
- (d) “in writing” and “written” include words printed, painted, engraved, lithographed, photographed, represented or reproduced by any mode of representing or reproducing words in viable form.
- (e) “municipality” means the Rural Municipality of Eldon No. 471
- (f) “pecuniary interest” means a pecuniary interest according to the Act.

3. Registered Office

The registered office shall be located in the Town of Maidstone in the Province of Saskatchewan.

4. Fiscal Year

The fiscal year of Municipal Health Holdings shall be the calendar year.

5. Signing Officers

- (i) Contracts, documents or instruments in writing requiring execution by the board shall be signed on behalf of Municipal Health Holdings by two persons; one of which shall be either the chairperson or the secretary.
- (ii) The Municipal Health Holdings board is authorized, from time to time, to appoint by resolution, any officer, director or person who together with the chairperson or secretary shall sign contracts, documents or instruments in writing on behalf of the board.

6. Structure of Board

The board shall exercise the powers of Municipal Health Holdings and shall consist of not less than three nor more than five members appointed by resolution of the council of the municipality.

7. Term of Office

The term of office for board members shall be one year or portion thereof and members may be re-appointed by the council of the municipality to further term.

8. Chairperson & Vice-Chairperson

The board shall appoint one of its members to be the Chairperson and one of its members to be the Vice-Chairperson who shall hold office for a one year term or portion thereof.

9. Secretary

The board shall appoint a person as secretary to the board and the secretary shall serve at the pleasure of the board.

10. Vacancy

If any board member absents himself or herself from three consecutive meetings of Municipal Health Holdings, unless excused by prior resolution of the board, his or her seat shall become vacant and in the event of a vacancy on the board for whatever reason the board shall request the council of the municipality to appoint a person or persons necessary to fill the vacancy.

11. Meetings

The board shall meet as required, at times and places as determined by the board and subject to this bylaw shall make its own rules with respect to the following:

- its proceedings at meetings
- the calling of meetings
- regulating the conduct of members of the board
- the transaction of business

12. Quorum

A majority of the whole board is necessary to form a quorum and no business is to be transacted unless there is a quorum.

13. Chairperson to preside

The chairperson shall preside at every meeting of the board and preserve order and enforce the rules of procedure. In the absence of the chairperson the vice-chairperson shall preside.

14. Motions

The chairperson shall submit to the board every question on a motion of any board member and no seconder is required.

15. Decisions

At every meeting of the board, all members of the board present shall vote on all questions unless disqualified from doing so because of a pecuniary interest and all questions shall be decided by a majority of votes but, in the case of an equality of votes, the question is deemed to be in the negative.

16. Employees

The board shall appoint any employees that the board considers necessary or expedient for carrying out and managing its operations and may provide for security or fidelity bonding and insurance coverage, as deemed necessary.

17. Employee Management

The board may:

- (i) appoint, remove and define the duties and fix the remuneration of the employees, as the board deems necessary for carrying out the activities and services of Municipal Health Holdings; and
- (ii) may delegate the hiring, removal and supervision of employees to any person determined by the board.

18. Auditor

In accordance with the Act the auditor of the municipality shall make an examination of the books, accounts and records of Municipal Health Holdings at least once in each year.

19. Reporting and Direction

The council may provide direction to the board by further bylaw and may require the board to provide regular reports to the municipality.

20. Continuation

This bylaw and the body corporate established pursuant to this bylaw shall be continuous until such time as council dissolves the corporation by further bylaw in which case the remaining assets shall revert to the municipality.

Reeve

(S E A L)

Administrator