

**ROCKY VIEW COUNTY
BYLAW C-7233-2012**

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A Bylaw of Rocky View County to amend Bylaw C-6215-2006 authorizing Council to establish the Bow North Recreation District.

NOW THEREFORE the Council of Rocky View County, pursuant to the authority vested in it by Section 5(1)(c) of the Recreation Development Act, being Chapter R-8 of the Revised Statutes of Alberta 1980, and amendments thereto, the Council enacts as follows:

1. That the Bow North Recreation District shall be established composed of the following lands within the jurisdiction of Rocky View County:

Sections 1 to 24 inclusive, in Township 23, Range 28 West of the 4th Meridian; all of Township 23, Range 27, West of the 4th Meridian;

That portion of Section 12 lying north and east of Bow River, Section 13, 24, 25 and 36 inclusive in Township 22, Range 29, West of the 4th Meridian;

Sections 1,2,9 to 36 inclusive and the portions of Sections 3, 4, 5, 7, 8 lying north and east of the Bow River, in Township 22, Range 28, West of the 4th Meridian;

Sections 1 to 36 inclusive, in Township 22, Range 27, West of the 4th Meridian;

Portions of Sections 25, 34, 35 and 36 lying north and east of the Bow River, in Township 21, Range 28, West of the 4th Meridian; and

Sections 25, 26, 31 to 36 inclusive, and portions of Sections 22, 23, 27, 28, 29 and 30, lying north and east of the Bow River, in Township 21, Range 27, West of the 4th Meridian.

2. That the Bow North Recreation Board shall be established consisting of Ten (10) members serving without pay, appointed by a resolution of the Council of Rocky View County on the following basis:

One (1) member from Rocky View County Council;

One (1) member from the Rocky View Schools; and,

Eight (8) members at large from the Bow North Recreation Area

Hereinafter called the "Recreation District Board" whose purpose is to foster, and develop, parks, recreation and cultural programs and facilities in the cooperating areas under their joint control and management. Should a vacant position go unoccupied, the Board may be deemed operational.

3. That to finance the operations and expenditures of the Recreation District Board, there shall be levied a municipal mill rate (i.e. property tax rate) as is designated each year by Council of Rocky View County 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 Rocky View County shall be the signing authority with respect to financial management of the Recreation District Board.

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5. TERMS OF OFFICE FOR PUBLIC MEMBERS

- 5.1 All members shall be appointed for a three (3) year term of office.
- 5.2 After each three (3) year term, members must re-apply for the position.
- 5.3 Any regular member of the Recreation District 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 Recreation District Board entered upon its minutes, shall forfeit his or her office and another regular member shall be named by the appropriate authority for the remainder of his/her term of office.
- 5.4 By mutual consent of the Recreation District Board and participating Council, may with reason, request the resignation of any member of the Recreation District Board at any time prior to the expiry date of the member's term of office and any member of the Recreation District Board may resign therefrom at any time upon sending written notice to the Secretary of the Recreation District Board.
- 5.5 All members shall remain in office until their respective successors are appointed.

6. CONDUCT OF MEETINGS

- 6.1 A Chair, Vice-Chair and a Secretary of the Recreation District Board shall be chosen, to hold office for one year, by the members attending the first meeting of the Board, which shall take place within one (1) month of the passing of this bylaw, and/or the first meeting following the County's Organizational meeting.
- 6.2 That at the first meeting of the Recreation District Board in each year, the Board shall decide, via a motion, if Council representation from cooperating municipalities shall be voting or non-voting members.
- 6.3 Regular meetings of the Recreation District Board shall be held at least 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 Recreation District Board.
- 6.4 Special meetings may be called on three (3) day's notice by the Chair or at the request of any three members of the Recreation District Board. The Recreation District Board may by unanimous consent, waive notice of a special meeting and hold a special meeting at anytime if every member of the Recreation District Board is present, and has signed a waiver of notice.
- 6.5 A minute book shall be kept and minutes of all regular and special meetings shall be recorded by the Secretary of the Recreation District Board. Copies of all minutes shall be filed with the Municipal Secretary of the cooperating municipalities.
- 6.6 A quorum of the said Recreation District Board shall consist of the Chair or Vice-Chair in the absence of the Chair, and five (5) regular voting members.

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

7. POWERS AND DUTES OF THE BOARD

7.1 The Recreation District 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 policies shall be filed with the Municipal Secretary of the respective cooperating municipalities.

7.2 The Recreation District Board shall be concerned with the growth and development of a broad range of recreation and cultural 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.

7.3 The Recreation District 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.

7.4 The Recreation District 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.

7.5 The Recreation District Board shall have the responsibility of developing a policy with regard to the duties and responsibilities of any staff employed by the Recreation District Board.

7.6 The Recreation District 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 District Board shall deem to be in the general interest of all citizens.

8. GENERAL REQUIREMENTS

8.1 Annually, the Recreation District 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 Recreation District Board.

8.2 The Recreation District Board shall make a complete an annual report and other reports from time to time as requested, to the cooperating municipalities hereto.

8.3 Neither the Recreation District 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 Recreation District Board or any

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member thereof, have any power to authorize any expenditure to be charged against the cooperating municipalities. Notwithstanding the foregoing, the Recreation District 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 Recreation District Board, written application for change shall be made to the cooperating municipalities and agreement reached before the changes are affected.

8.4 The Recreation District 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.

9. The Reeve or Deputy Reeve and the County Manager 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.
10. Bylaw C-6215-2006 is hereby repealed.
11. 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 4th day of December, 2012 on a motion by Councillor Boehlke.

Second reading passed in open Council, assembled in the City of Calgary, in the Province of Alberta, this 4th day of December, 2012 on a motion by Councillor Habberfield.

Permission for third and final reading, assembled in the City of Calgary, in the Province of Alberta, this 4th day of December, 2012 on a motion by Councillor Solberg.

Third and final reading passed in open Council, assembled in the City of Calgary, in the Province of Alberta, this 4th day of December, 2012 on a motion by Councillor Boehlke.

REEVE

MUNICIPAL SECRETARY