

The Corporation of the Township of Southgate

By-law Number 2022-123

being a by-law to authorize a donation agreement between the Dundalk Flyers Senior Hockey Club, South-East Grey Community Health Centre and The Corporation of the Township of Southgate

Whereas the Municipal Act, S.O. 2001, Chapter 25, as amended, Section 5 (3), states that municipal power, including a municipality's capacity, rights, powers and privileges, shall be exercised by by-law unless the municipality is specifically authorized to do otherwise; and

Whereas Section 9 of the Municipal Act, 2001, Chapter 25, as amended, provides that a municipality has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under this or any other Act; and

Whereas it is deemed necessary and desirable that the Council of the Corporation of the Township of Southgate enact a by-law authorizing the Corporation to enter into a donation agreement,

Now therefore be it resolved that the Council of the Corporation of the Township of Southgate hereby enacts as follows:

1. **That** the Donation Agreement between the Dundalk Flyers Senior Hockey Club, South-East Grey Community Health Centre and The Corporation of the Township of Southgate attached hereto as Schedule "A" (the "Agreement"), is hereby ratified and confirmed; and
2. **That** the Mayor and Clerk are hereby authorized and directed to sign the Agreement, in substantially the same form as the agreement attached hereto as Schedule "A", on behalf of the Corporation of the Township of Southgate and all other documents as may be necessary to give effect thereto; and
3. **That** where the provisions of any other by-law, resolution or action of Council are inconsistent with the provisions of this by-law, the provisions of this by-law shall prevail.

Read a first, second and third time and finally passed this 7th day of September, 2022.

John Woodbury – Mayor

Lindsey Green - Clerk

Donation Agreement

Between

South-East Grey Community Health Centre

(hereinafter referred to as the "CHC")

and

Dundalk Flyers Senior Hockey Club

(hereinafter referred to as the "Club")

and

The Corporation of the Township of Southgate

(hereinafter referred to as the "Township")

WHEREAS the CHC is interested in establishing an integrated primary care hub in Dundalk that will improve access to care for clients and patients of Southgate currently receiving care from the CHC;

AND WHEREAS the Club has been a historical sports organization in the Village of Dundalk, Southgate for many years;

AND WHEREAS the CHC has been successful in receiving planning money from the Ministry of Health for a new medical clinic in Dundalk;

AND WHEREAS the Club is interested in donating financially towards a dedicated space in the new Clinic for patient rehabilitation in exchange for naming recognition and the placement of few pictures in the area space;

NOW THEREFORE, in consideration of the mutual covenants and agreements, and subject to the conditions and limitations, set forth herein, and for the mutual reliance of the parties hereto, the parties hereby agree that no commitment or guarantee, or warranty is implied with or binding to any and all of the following undertakings:

1. Dundalk Flyers Senior Hockey Club:

- The Club will donate approximately \$10,000.00 to the CHC Dundalk Medical Centre building project some time after July 14th, 2023 based on evidence of the construction start and the substantial completion of the project proceeding to completion; and
- The Club requests discussion and mutual agreement with the CHC on the naming rights of the Rehabilitation Centre within the medical clinic building that reflects the name of the donor to be displayed and a location provided for a few historical pictures, plaques and/or memorabilia (up to 3 pieces) that can be tastefully mounted on the wall of the rehab area.

2. The Township of Southgate:

- The Township has provided land to the CHC for the erection of a new multi-disciplinary medical clinic in Dundalk; and
- The Township will act as an agent to support the Club as a community group with their donation and the discussions with the CHC.

3. South East Grey Community Health Centre

- The CHC is working through the Ministry of Health Capital Planning process to obtain funding approval to construct an integrated medical facility on land owned by the Township of Southgate; and
- The new CHC Dundalk Medical Centre is being constructed to increase its medical services to the surrounding community; and
- In recognition of a significant contributions of approximately \$10,000.00 by the Club made to CHC Dundalk Medical Centre Building Project the CHC will provide the Club with naming rights of the Rehabilitation Centre and other acknowledgements; and
- The CHC will use the donation by the Club to purchase exercise and fitness equipment such as but not limited to stationary bikes, treadmills, etc.

IN WITNESS WHEREOF the South East Grey Community Health Centre and the Dundalk Flyers Senior Hockey Club and the Township of Southgate have hereto affixed their corporate seals attested by the hands of their duly authorized officers in that behalf.

SOUTH-EAST GREY COMMUNITY HEALTH CENTRE

Date: _____ Per: _____

Alex Hector, Executive Director

Dundalk Flyers Senior Hockey Club

Date: _____ Per: _____

Les Franks, President

Date: _____ Per: _____

Jennifer Thompson, Treasurer

We have authority to bind the Club.

THE CORPORATION OF THE TOWNSHIP OF SOUTHGATE

Date: _____ Per: _____

John Woodbury, Office of the Mayor

Date: _____ Per: _____

Lindsey Green, Township Clerk

We have authority to bind the Corporation.