

THE CORPORATION OF THE TOWN OF CALEDON

BY-LAW NO. 2019-XX

To establish a board of management to provide for the improvement, beautification and maintenance of municipally owned lands, buildings and structures in the Bolton Business Improvement Area

WHEREAS Sections 204 to 215 of the *Municipal Act, 2001*, as amended, regulates business improvement areas (BIA);

AND WHEREAS Section 204(2.1) of the *Municipal Act, 2001*, as amended, designates business improvement areas management boards as a local board of the municipality for all purposes;

AND WHEREAS Council passed By-law 80-72 being a By-law to establish a Business Improvement Area in Bolton (BIA);

AND WHEREAS Council deems it desirable to establish a board of management for the Bolton BIA;

NOW THEREFORE the Council of The Corporation of the Town of Caledon ENACTS AS FOLLOWS:

1. That a Board of Management is hereby established which is entrusted, subject to the limitations as set out herein, with the improvement, beautification and maintenance of municipally owned lands, buildings and structures in the area and the promotion of the area as a business or shopping area, beyond such improvement, beautification and maintenance as is provided at the expense of the municipality at large.
2. That the Board of Management, established under paragraph 1 shall consist of the Area Councillor and Regional Councillor of the Ward in which the BIA is located, and eight (8) Directors who are members of the BIA or officers of corporate members selected by a vote of the members of the BIA and appointed by the Council of the Town of Caledon.
3. That each member of the Board of Management shall hold office from the time of their appointment until the expiration of the term of the Council that appointed them provided they continue to be qualified as provided in paragraph 2.
4. That where a vacancy occurs from any cause, Council shall appoint a person qualified as set out in paragraph 2 to be a member, who shall hold office for the remainder of the term for which their predecessor was appointed.
5. That the members shall hold office until their successors are appointed and are eligible for reappointment in the expiration of their term of office.
6. That the Board of Management established hereby shall submit to Council its estimates for the current year at the time and in the form prescribed by Council and may make requisitions upon Council for all sums of money required to carry out its powers and duties, but nothing herein divests Council of its authority with reference to rejecting such estimates in whole or in part or providing the money for the purpose of the Board of Management and, when money is so provided by

Council the Treasurer of the Town of Caledon shall upon the certificate of the Board of Management, pay out such money to the Board of Management.

7. That the Board of Management shall not expend any monies not included in the estimates approved by Council or in a reserve fund established under section 293 of the *Municipal Act, 2001*, as amended.
8. That the Board of Management established under paragraph 1 shall not incur any indebtedness extending beyond the current year.
9. That on or before the 1st day of March in each year, the Board of Management shall submit its annual report for the preceding year to Council, including a complete audited and certified financial statement of its affairs, with a balance sheet and revenue and expenditure statement.
10. That the Municipal Auditor shall be the auditor of the Board of Management and all books, documents, transactions, minutes and accounts of the Board of Management shall, at all times, be open to their inspection.
11. That upon the repeal of the By-law establishing the Board of Management the Board ceases to exist and its undertakings, assets, and liabilities shall be assumed by the municipality.
12. That By-laws 81-29, 82-76, 83-19, 85-25, 86-14, 87-42, 89-100, 90-49, 2004-138, 2005-093, 2010-147, 2011-047, 2011-091, 2011-127, 2012-089, 2014-011, 2015-004, 2015-029, 2016-014, and 2019-04 are hereby repealed.

Enactment

This By-law shall come into full force and effect on the day of its passing.

Enacted by the Town of Caledon Council this 24th day of September, 2019.

Allan Thompson, Mayor

Carey Herd, Clerk

Schedule “A” of By-law 2019-XX

Directors of the Board of Management for the Bolton Business Improvement Area

Councillor Annette Groves
Councillor Tony Rosa
Jean Carberry
Jose Do Paco
Bryan Gnida
Shirley Hoppler
Oleg Rudnitsky
Jotvinder Sodhi
Rex Teskey
Verona Teskey

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