BY-LAW NO. 21-89

COUNTY OF PARKLAND NO. 31

BEING A BY-LAW OF THE COUNTY OF PARKLAND NO. 31 IN THE PROVINCE OF ALBERTA TO SPLIT THE BOUNDARIES OF THE MERIDIAN FOUNDATION

WHEREAS the Senior Citizen's Housing Act, being Chapter 5-17 of the Revised Statutes of Alberta, 1980, as amended, provides a means whereby low rental housing units and homes for senior citizens of the Province of Alberta may be made available in or to the municipalities thereof; and

WHEREAS the Senior Citizen's Housing Act provides for non-profit foundations to enter into an agreement with individual or groups of individual municipalities and the Alberta Mortgage and Housing Corporation for the operation and management of Senior Citizen's Homes; and

WHEREAS the Meridian Foundation presently operates senior citizens homes under the Senior Citizen's Housing Act in Stony Plain, Alberta, and Drayton Valley, Alberta; and

WHEREAS the present contributing municipalities of the Meridian Foundation, being the County of Parkland, the City of Spruce Grove, the Town of Stony Plain, the Village of Wabamun, the Village of Entwistle, the Town of Drayton Valley, and the Municipal District of Brazeau, deem it is expedient to separate the present large Meridian Foundation into two (2) smaller, separate entities; and

WHEREAS capital fund and revenue fund surpluses are presently held by the Meridian Foundation; and

WHEREAS the recent formation of the new Municipal District of Brazeau has resulted in a larger area to be administered by the Foundation and an additional contributing municipality;

NOW THEREFORE the Council of the County of Parkland No. 31 hereby enacts as follows:

1. The Council of the County of Parkland No. 31, in concert with the other several councils of the contributing municipalities to the Meridian Foundation, shall jointly petition the Minister of Municipal Affairs, the Minister Responsible for Senior Citizen's Housing, to provide an Order-In-Council effecting the separation of the present Meridian Foundation and creating two (2) new foundations under the Senior Citizen's Housing Act, according to the following premises:

   (a) that the Meridian Foundation be separated to form two (2) separate and distinct foundations; and

   (b) that the boundaries of the Meridian Foundation be delineated as they currently exist, i.e., including the municipal boundaries of the County of Parkland, the Municipal District of Brazeau, the City of Spruce Grove, the Town of Drayton Valley, the Town of Stony Plain, the Village of Wabamun, and the Village of Entwistle; and

   (c) that one (1) new foundation be established to include the municipal boundaries of the County of Parkland, the City of Spruce Grove, the Town of Stony Plain, the Village of Wabamun, and the Village of Entwistle (hereinafter referred to as Foundation No. 1); and

   (d) that a second foundation be established to include the municipal boundaries of the Municipal District of Brazeau and the Town of Drayton Valley and other municipalities, if applicable (hereinafter referred to as Foundation No. 2); and

(e) that the Meridian Lodge located at Stony Plain, in the Province of Alberta be placed under the jurisdiction of Foundation No. 1; and

(f) that the Shangri-La Lodge located at Drayton Valley, in the Province of Alberta be placed under the jurisdiction of Foundation No. 2; and

(g) that the separation of the Meridian Foundation be effective as of January 1, 1990; and

(h) that the December 31, 1989 audited capital fund and revenue fund surplus of the Meridian Foundation be distributed in accordance with Schedule "A" attached hereto and forming a part of this By-Law; and

(i) that in the calculation of the operating deficit for the 1989 fiscal year, the auditor shall accrue such Alberta Housing and Mortgage Corporation Lodge Assistance Grant and Requisitions from Municipalities as are due to the Meridian Foundation as at December 31, 1989 including such amounts as relate to the 1989 fiscal year; and

(j) that in each case the operating deficits for each of the newly formed Foundations shall be recovered from the contributing municipalities of each Foundation based on each municipality's proportion of the total equalized assessment for each foundation, according to the terms of the present Master Agreement between the contributing municipalities and the Meridian Foundation; and

(k) that each of the municipal councils agree to be bound by all of the provisions and subsequent amendments contained in the Senior Citizen's Housing Act, the Foundation Charter and the Master Agreement which form the basis for the two (2) newly created Foundations.

READ A FIRST TIME this 18th day of May A.D., 1989.

READ A SECOND TIME this 18th day of May A.D., 1989.

READ A THIRD TIME and passed by the unanimous consent of the Councillors present this 1st day of June, A.D. 1989.

REEVE

S E A L

MUNICIPAL SECRETARY

Alberta
Mortgage
and Housing
Corporation

AMHC

9405 - 50 Street
Edmonton, Alberta
Canada T6B 2T4
(403) 468-3535
Fax (403) 468-3555

December 11, 1989

County of Parkland No. 31
Box 250
Stony Plain, Alberta
T0E 2G0

Attention: Mr. D. Kulak
Secretary

Dear Mr. Kulak:

Please find included with this letter your copy of the Amending Agreement to the Master Agreement of the Meridian Foundation.

The amending agreement is to delete the Town of Drayton Valley and all those portions of the present Municipal District of Brazeau No. 77, formerly within the Foundation boundaries, from the portfolio of the Meridian Foundation. This agreement is also for the purpose of including the replacement lodge in Stony Plain into the portfolio of the Foundation.

Yours truly,

Barbara Fortier

Mrs. Barbara Fortier
Operations & Program Support Coordinator
Policy and Standards

BF/lb

Attachment

cc: Edmonton District Office

RECEIVED
DEC 14 1989
COUNTY OF PARKLAND
No. 31

THIS AMENDING AGREEMENT made this day of 198 .

BETWEEN:

THE COUNTY OF PARKLAND NO. 31, a body corporate established under The County Act,

- and -

THE TOWN OF STONY PLAIN, a body corporate established under The Municipal Government Act,

- and -

THE VILLAGE OF ENTWISTLE, a body corporate established under The Municipal Government Act,

- and -

THE CITY OF SPRUCE GROVE, a body corporate established under The Municipal Government Act,

- and -

THE VILLAGE OF WABAMUN, and body corporate established under The Municipal Government Act,

(all hereinafter referred to as the "Contracting Municipalities"),

- and -

ALBERTA MORTGAGE AND HOUSING CORPORATION, a Crown Corporation incorporated by Statute,

(hereinafter referred to as the "Corporation"),

- and -

THE MERIDIAN FOUNDATION, a body corporate created by Order of the Lieutenant Governor in Council, pursuant to the Homes for the Aged Act (now referred to as The Senior Citizens Housing Act),

(hereinafter referred to as the "Foundation")

WHEREAS the contracting municipalities entered into an Agreement with each other and with the Minister of Public Welfare dated the 8th day of July, 1959, which Agreement is a Master Agreement under The Homes for the Aged Act (now referred to as The Senior Citizens Housing Act), (hereinafter referred to as the "Master Agreement");

AND WHEREAS the Master Agreement was made for the purpose of establishing a home in the Town of Stony Plain for elderly persons;

AND WHEREAS for this purpose the contracting municipalities donated to the Minister a site described in Appendix "B" to the Master Agreement, and the Minister constructed the Meridian Lodge on the site;

AND WHEREAS the Meridian Foundation was established pursuant to the said Master Agreement to own, operate and maintain the said Lodge (home);

AND WHEREAS the Master Agreement was amended on September 6, 1965 to allow for the inclusion of the Village of Spruce Grove as a contracting municipality in the Foundation;

AND WHEREAS the Master Agreement was further amended on April 20, 1971, to allow for the inclusion of the Town of Drayton Valley as a contracting municipality in the Foundation;

AND WHEREAS the Master Agreement was further amended on March 29, 1987 to allow for the inclusion of the Village of Wabamun as a contracting municipality in the Foundation, to clarify the physical boundaries of the County of Parkland No. 31 and to bring the operation and management of the Shangri-La Lodge in Drayton Valley into the Foundation, as well as to update the legal descriptions of the Merdian Lodge and the Meridian Lodge addition;

AND WHEREAS the parties to the said 1987 Amending Agreement have, by separate municipal bylaw, individually agreed that the Merdian Foundation is to be separated into two individual Foundations according to a formula as detailed in the said respective bylaws;

NOW THEREFORE THIS AGREEMENT WITNESSES that in consideration of the premises, covenants and conditions herein contained, the parties hereto agree to amend the Master Agreement as hereinafter set forth:

1. Effective December 31, 1989, (hereinafter called the "effective date") the Town of Drayton Valley and all those portions of the present Municipal District of Brazeau No. 77 formerly within the Foundation shall be deleted as contracting municipalities to this Master Agreement.

2. On the said effective date the Shangri-La Lodge in the Town of Drayton Valley shall be deleted from the portfolio of the Meridian Foundation.

3. The contracting municipalities agree that the deletion of the Town of Drayton Valley and portions of the municipal district of Brazeau No. 77, and therefore the separation of the Meridian Foundation, shall be effected utilizing those accounting principles set out in sections 1(h) and (i) of the respective bylaws of the contracting municipalities passed as follows:

(a) County Parkland No. 31, bylaw 21-89 dated June 1, 1989

(b) Town of Stony Plain, bylaw 986 dated May 15, 1989

(c) Village of Entwistle, bylaw 89-05 dated May 23, 1989

(d) City of Spruce Grove, bylaw C-78-89 dated June 13, 1989

(e) Village of Wabamun, bylaw 06-89 dated May 15, 1989.

4. The new boundaries of the County of Parkland No. 31 shall be as set out in Appendix "E" to the amending agreement of March 29, 1987 as further amended by Order-in-Council 805/87 which removed a portion of the County of Parkland's physical area into the then Improvement District No. 222 and Order-in-Council 267-88 which added a portion of the County of Leduc into the County of Parkland.

5. The parties agree that the former Meridian Lodge in the Town of Stony Plain shall be replaced by a new lodge to be constructed on the same site thereof. All references throughout the master agreement to the Meridian Lodge shall apply to the new Meridian Lodge unless otherwise indicated in this Amending Agreement.

6. The parties agree that, on the effective date herein, each of the contracting municipalities shall be represented on the Board of Directors as follows:

The County of Parkland No. 31 -	One Representative
The Town of Stony Plain -	One Representative
The Village of Entwistle -	One Representative
The City of Spruce Grove -	One Representative
The Village of Wabamun -	One Representative

7. This Amending Agreement shall enure to the benefit of and be binding upon the successors of the parties hereto.

IN WITNESS WHEREOF the contracting municipalities, the Foundation, and the Corporation have affixed their respective Corporate Seals attested to by their duly authorized signing officers in that behalf.

COUNTY OF PARKLAND NO. 31

Per: _____

Per: _____

THE TOWN OF STONY PLAIN

Per: _____

Per: _____

THE VILLAGE OF ENTWISTLE

Per: _____

Per: _____

THE CITY OF SPRUCE GROVE

Per: _____

Per: _____

THE VILLAGE OF WABAMUN

Per: _____

Per: _____

ALBERTA MORTGAGE AND HOUSING CORPORATION

Per: _____
Chairman

Per: _____
President

THE MERIDIAN FOUNDATION

Per: _____ CHAIRMAN

Per: _____ VICE CHAIRMAN