

CITY OF PORT COLBORNE

BY-LAW NUMBER 410/74

A By-law to establish a board known as "The Port Colborne Historical and "Marine Museum Board" and to provide for the appointment of members thereto.

WHEREAS it is desirable that such a Board be established to act on behalf of the Council of the Corporation of the City of Port Colborne to manage the property owned by the Corporation of the City of Port Colborne, known as the Port Colborne Historical and Marine Museum, 280 King Street, Port Colborne.

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE CITY OF PORT COLBORNE ENACTS AS FOLLOWS:

1. That there is hereby established a Board to be known as

"The Port Colborne Historical and Marine Museum Board" hereinafter called "the Museum Board", to which is entrusted the maintenance, control, operation and management of the Port Colborne Historical and Marine Museum, subject to such limitations and restrictions as the Council may from time to time impose.

2. (1) The Museum Board shall be a local Board and a body politic and corporate and shall consist of two members of Council and five other members each of whom shall be appointed by the Council and all of whom shall be qualified to be elected a member of Council.

(2) The members of Council may be appointed for the whole or any part of the unexpired part of their term as members of the Council and the five other members, who shall not be members of Council, shall be appointed for not more than three (3) years. (See Appendix "A")

(3) Of the five members of the first Museum Board who are not members of Council, one shall be appointed for the period ending December 31st 1975; two shall be appointed for a two-year period ending December 31st 1976; and two shall be appointed for a three-year period ending December 31st 1977. (See Appendix "A")

(4) In the year 1976 and each year thereafter, sufficient members shall be appointed to fill the vacancies created by the termination of appointments and the members so appointed shall continue to be members until their successors are appointed and shall, be eligible for appointment.

(5) In the case of a vacancy from any cause other than the expiration of the term, the member appointed to fill the vacancy shall hold office for the balance of the term of the member whose place is vacant.

3. Subject to such limitations and restrictions as the Council may herein or hereafter either by resolution, by-law or otherwise impose, the Museum Board may,

(a) make regulations governing its proceedings, the calling of meetings and the conduct of its members and employees;

(b) appoint a chairman, vice-chairman, secretary and treasurer or a secretary-treasurer and such other officials and employees as may be required from time to time for the organizational structure of the Museum Board as approved by Council;

(c) require the payment of fees or charges for admission to or the use of properties under its control or supervision and fix such fees and charges;

(d) sell or distribute objects and literature of historical significance or interest, and sell, within the properties under its control and supervision, souvenirs, articles and refreshments at such prices as the Museum Board may decide;

(e) the Museum Board may apply the revenue received by it, excluding private donations, to the payment of its expenses in the performance of its functions, and may apply any private donations in such manner as it deems advisable but not inconsistent with the terms upon which any amount was donated;

(f) fix visiting hours when any of the properties under its supervision may be open;

(g) represent the Corporation in matters of historical significance assigned to it by Council;

(h) carry out such other duties relating to the history and

development of Port Colborne as may be assigned to it by Council

4. The Museum Board shall not at any time act in a manner that

is contrary to or inconsistent with any legal obligation of the Corporation applicable to any historic site or property under the jurisdiction of the Museum Board.

5. The Museum Board shall consult with and make recommendations

to the Council in respect to all matters that in any way involve or affect the Council.

6. The Museum Board shall annually before the 31st day of March

in each year submit to Council an audited report of the previous year's operations and a budget showing the expected, revenues and expenditures for the current year.

7. The members of the Museum Board shall serve without

remuneration.

8. A member shall cease to be a member of the Museum Board if

he absents himself from three successive meetings of the Museum Board without being authorized so to do by a resolution of the Museum Board entered in its minutes.

9. All ordinary meetings of the Museum Board shall be open and

no person shall be excluded therefrom except for improper conduct.

10. The Chairman, or in his absence the Vice-Chairman, shall upon written request of a majority of the Board members, call a meeting for the consideration of any business within the Board's jurisdiction.

11. A quorum of the Museum Board shall consist of five (5) members.

12. No member of the Museum Board nor any member of Council shall have any contract with the Museum Board or be pecuniarily interested, directly or indirectly in any contract or work relating to the operations or functions of the Museum Board.

13. The Museum Board shall keep minutes of its meetings and shall keep all papers and documents pertaining to the business of the Museum Board, and all books, documents and files kept by the Museum Board shall be open to the inspection of the members of Council or of any other person, or persons appointed for that purpose by Council.

14. The Museum Board is hereby authorized to appoint committees to act on their behalf to assist in the operation and maintenance of the Museum.

15. This By-law shall come into force on the 12th day of November, 1974.

READ A FIRST, SECOND AND THIRD TIME AND FINALLY PASSED , this 12th day of November, 1974.