

# The Corporation of the Municipality of Brockton



## By-Law 2019-135

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### Being a By-Law to Authorize a Memorandum of Understanding with Walkerton Minor Hockey Association (Twice the Ice)

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**Whereas** the *Municipal Act, 2001* S.O. 2001, c 25, Section 5(1), as amended, provides that the powers of a municipal corporation are to be exercised by its council;

**And Whereas** the *Municipal Act, 2001* S.O. 2001, c 25, Section 5(3), as amended, provides that a municipal power, including a municipality's capacity rights, powers and privileges under section 9; shall be exercised by By-Law;

**Whereas** the Municipality of Brockton is the owner of ice maintenance equipment, known as the Zamboni.

**And Whereas** the Walkerton Minor Hockey Association (Twice the Ice Volunteer Committee) require the use of the Zamboni to be used for the maintenance of the ice pad created and maintained under their supervision and outlined in Schedule "A" attached hereto.

**Now Therefore** the Council of the Corporation of the Municipality of Brockton **Enacts as Follows:**

- 1.0 That the Corporation of the Municipality of Brockton enters into a Memorandum of Understanding with Walkerton Minor Hockey Association (Twice the Ice) as outlined in Schedule "A" attached hereto and forming part of this By-Law.
- 2.0 That the Mayor and Clerk are hereby authorized on behalf of the Corporation to execute this agreement as well as any other related documents.
- 3.0 That this By-Law shall come into effect upon final passage.
- 4.0 This By-Law may be cited as the "Walkerton Minor Hockey Association (Twice the Ice) Memorandum of Understanding By-Law".

**Read, Enacted, Signed and Sealed this 29th day of October, 2019.**

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Mayor – Chris Peabody

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Clerk – Fiona Hamilton

## Schedule "A" to By-Law 2019-135

Memorandum of Understanding made this \_\_\_\_ day of \_\_\_\_\_, 2019

Between

The Corporation of the Municipality of Brockton  
(hereinafter referred to as the Corporation)

AND

Walkerton Minor Hockey Association (Twice the Ice Committee)

The term of this Memorandum of Understanding (MOU) shall commence the 1st day of November 2019 and shall be completed on the last day of March, 2022.

The Corporation and Walkerton Minor Hockey Association are entering into this MOU for the purpose of providing services for the Zamboni maintained by the Twice the Ice Volunteer Committee located at the Walkerton Agricultural Building # 3 from the 1st day of November 2019 to the last day of March, 2022.

The parties hereto agree as follows:

**1. The Corporation shall**

- a. Provide blade sharpening service to be billed back to Walkerton Minor Hockey Association, c/o Twice the Ice at cost, as required.
- b. Provide propane for the Zamboni to be billed back to Twice the Ice as required.
- c. Provide hydro to be billed back to Twice the Ice
- d. Agree to flood the ice surface at the Walkerton Agricultural Building #3 in an emergency situation, such as if the equipment/machinery used by Walkerton Minor Hockey for routinely flooding the ice surface was broken or in need of necessary repairs.

**2. The Twice the Ice Committee shall**

- a. Provide the Corporation with availability and use of the Zamboni for use at the Walkerton Community center in the case of an emergency, as determined by the Corporation.

This MOU shall be binding on Walkerton Minor Hockey (Twice the Ice) and the Corporation successor's administrators and assigns. Walkerton Minor Hockey shall have all members ratify this MOU at a general meeting of all members.

The Corporation Of The Municipality Of Brockton

Per: \_\_\_\_\_  
Mayor, Chris Peabody

Per: \_\_\_\_\_  
Clerk, Fiona Hamilton

We have the Authority to bind the Corporation

Adam Batte,  
President, Walkerton Minor Hockey Association

Per: \_\_\_\_\_

I have the authority to bind the Committee