

BILL

No. 99 of 1937.

An Act to enable the Town of Lacombe and the Municipal District of Crown No. 399 to enter into an Agreement for the provision of Hospital Facilities.

(Assented to _____, 1937.)

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Alberta, enacts as follows:

1. This Act may be cited as "*The Lacombe and Municipal District of Crown Community Hospital Act.*"

2.—(1) With the approval of the Minister of Health the Town of Lacombe and the Municipal District of Crown No. 399 are each hereby authorized and empowered to enter into an agreement for the provision of hospital facilities for the town and the municipal district, providing for,—

- (a) the appointment of a hospital board consisting of five members of whom two members shall be members of and appointed by the council of the town by a resolution of the council thereof, and three members shall be members of and appointed by the council of the municipal district by a resolution of the council thereof; the members of the board to hold office until their successors are appointed, or in the event of death or resignation of any member of the board his successor shall be appointed in the same manner as his predecessor was appointed; the first members of the board to be appointed immediately after the execution of the agreement and thereafter in the month of March in each succeeding year;
- (b) the transfer to the said board by the town of Lacombe of the Lacombe General Hospital, the site thereof and its equipment and supplies;
- (c) the payment by the town to the said board of the money requisite to erect, complete and equip the hospital according to plans and specifications to be approved by the town and the municipal district, which money is estimated to be the sum of \$30,000.00 or thereabouts;
- (d) the furnishing by the town of a free site for the hospital within the town to be approved by the board, and the provision by the town at its own expense of sewer connection with the hospital to the street line of the site, sidewalk approach to the corner of the

site on which the hospital is built, necessary street lights and such necessary hydrants as may be required for fire protection purposes;

- (e) for the issue by the town of debentures for the sum of \$30,000.00 bearing interest at 6% per annum repayable in fifteen equal aggregate annual instalments of principal and interest amounting to \$3,088.86, for the purpose of providing the necessary fund for the erection, completion and equipment of the hospital;
- (f) upon the town selling the said debenture issue of \$30,000.00 or obtaining the said sum by any other means, the contribution by the municipal district towards the cost of the erection, completion and equipment of the said hospital, the sum of \$20,000.00 and interest, payable in fifteen equal annual instalments of blended principal and interest amounting to \$2,059.24, provided, however, that such interest shall be at the same rate as is actually paid by the town in respect of the said sum borrowed by the town, the first of such instalments to be paid at the expiration of one year from the date of the bonds, debentures or other security given by the town as security for the said loan, and thereafter on the same day in each succeeding year until the said sum of \$20,000.00 with interest as aforesaid is fully paid;
- (g) the erection, completion and equipment of the hospital and its subsequent operations by the said board.

(2) Such agreement shall become effective upon the town selling or otherwise disposing of the said debenture issue of \$30,000.00, and upon the board of the Lacombe General Hospital transferring all its buildings, equipment and other assets to the board, and upon the town doing all things necessary to transfer to and vest in the board the site of the proposed new hospital, and thereafter the board shall hold the hospital and all property whatsoever acquired in connection therewith or incidental thereto as the property of the board and upon and subject to the terms of the agreement.

3. The board appointed pursuant to the said agreement shall be a body corporate with the name, "*The Lacombe and District Community Hospital Board*," and shall have the management and control of the affairs of the hospital and the necessary powers to perform and carry out all the acts and things which are assigned by the agreement to the board, and without derogating from the generality of the foregoing shall have the following powers:

- (a) to apply all moneys furnished by the town and the municipal district, or either of them, for the purpose of erecting, completing and equipping the said hospital or any additions, alterations or extensions thereto in accordance with the said plans and specifications and any directions which may be given jointly by the councils of the town and the municipal district;

- (b) to manage and control the affairs and business of the hospital;
- (c) to engage any necessary officials and servants, and to prescribe their remuneration and duties and to terminate any such engagements;
- (d) to apply all moneys received by the board on account of the operation of the hospital for the purposes of the hospital;
- (e) to keep proper books of account;
- (f) to require that any member of the board and any employee of the board who has the handling of any moneys entrusted to or received by the board shall furnish a bond of a company licensed to conduct the business of bonding in the Province in a sum not less than \$5,000.00;
- (g) to submit all books of accounts, vouchers, statements and documents relating to the affairs and business of the hospital to the inspection of any auditor or auditors appointed at any time by the town and the municipal district jointly or by either of them;
- (h) to submit statements as to the financial transactions of the board and current receipts, disbursements, assets and liabilities to the town and municipal district annually in the month of March in each year by the town and the municipal district jointly or by either of them.

4. The resident sick of the town and the municipal district respectively shall have the right to admission to and treatment in the hospital in priority to any other persons.

5. The amount of the hospital charges shall be such as may be from time to time fixed by the board and approved by the town and the municipal district respectively.

6. The town and the municipal district shall each be responsible for the payment to the board of all hospital charges payable in respect of their respective residents which are not paid by such residents.

7. The deficits incurred by the board in the operation of the hospital shall be annually apportioned between and paid by the parties hereto as follows; so much of the deficit as is attributable to the hospitalization of persons who are not residents of the town or the municipal district on the basis of one-third thereof to the town and two-thirds thereof to the municipal district, and the remainder of the deficit shall be apportioned between the town and the municipal district in the proportion which the total number of hospital days of patients who are residents of the town during the year bears to the total number of hospital days of patients who are residents of the municipal district.

8. All future expenditure after the completion of the hospital incurred in connection with the said hospital and all unforeseen losses or expenditures incurred in connection therewith shall be apportioned between the town and the municipal district in the proportion of the municipal district as shown by the Dominion census last taken prior to such loss or expenditure.

9. The agreement entered into pursuant to this Act shall continue in full force and effect so long as any sum payable by the municipal district pursuant to such agreement, or any sum which the municipal district becomes liable to pay on account of any capital expenditure in respect of the hospital, remains owing and unpaid; and upon all such indebtedness of the municipal district being paid and satisfied, either party may terminate the said agreement by delivering to the other, twelve months' notice in writing of its intention to terminate the said agreement, and upon the expiration of such notice, the said agreement shall cease and the affairs of the hospital shall be wound up and the surplus, if any, shall belong to the town and municipal district in the proportions of one-third to the town and two-thirds to the municipal district. In the interval between the time the full amount owing by the municipal district as aforesaid has been paid and the termination of the agreement as herein provided, the town shall be deemed to be the owner of an undivided one-third interest in the property vested in the board by the said agreement and the municipal district shall be deemed to be the owner of an undivided two-thirds interest in the said property.

10.—(1) In the event of the Municipal District of Crown No. 399 making provision for the hospitalization of the residents of that part of the area of the Municipal District which lies to the South of the Blindman River, by entering into an agreement for that purpose with the Red Deer Municipal Hospital, so long as such agreement remains in force,—

- (a) all sums which are required to be raised by the Municipal District in respect of the expenditures in connection with any agreement entered into pursuant to this Act, shall be levied against all the property which is liable to assessment and taxation for the general purposes of the Municipal District and is situate in so much of the area of the Municipal District as is not situate to the South of the Blindman River;
- (b) all sums required to be raised by the Municipal District in respect of expenditures in connection with the said agreement with the Red Deer Municipal Hospital, shall be levied against all the property which is liable to assessment and taxation for the general purposes of the Municipal District and is situate in so much of the area of the Municipal District as is to the South of the Blindman River.

(2) Any such tax shall be raised and levied as if the same were a tax levied pursuant to the provisions of *The Municipal District Act* and all the provisions of that Act relating to the imposition, levy and collection of the tax shall *mutatis mutandis* apply to the tax levied in pursuance with this section; and such tax shall be collected along with and form part of the general taxes of the Municipal District levied against the property in respect of which such tax is payable.

11. The town of Lacombe and the Municipal District of Crown No. 399 are each hereby empowered to do all acts and things which are necessary for the purpose of carrying out any agreement entered into pursuant to this Act or are incidental thereto.

12. This Act shall come into force upon a date to be fixed by Proclamation of the Lieutenant Governor in Council.

No. 99.

THIRD SESSION
EIGHTH LEGISLATURE

1 GEORGE VI

1937

BILL

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Lacombe and the Municipal Dis-
trict of Crown No. 399 to enter
into an Agreement for the pro-
vision of Hospital Facilities.

Received and read the

First time.....

Second time.....

Third time.....

HON. DR. CROSS.

EDMONTON:
A. Shnitka, King's Printer
1937