

A by-law relating generally to the conduct
of the affairs of
BARRIE SPORTS HALL OF FAME SOCIETY.
an Ontario Corporation
(the "Society")

BE IT ENACTED as a by-law of the Society as follows:

1. Definition

In this by-law and all other by-laws of the Society, unless the context otherwise requires:

"Act" means the Not-For-Profit Corporations Act, 2010 (Ontario) including the Regulations made pursuant to the Act, and any statute or regulations that may be substituted, as amended from time to time;

"Articles" means the letters patent or original or restated articles of incorporation or articles of amendment, amalgamation, continuance, reorganization, arrangement or revival of the Society;

"Board" means the board of directors of the Society and "Director" means a member of the board;

"By-law" means this by-law and any other by-law of the Society as amended and which are, from time to time, in force and effect;

"Meeting of Members" includes an annual meeting of members or a special meeting of members; "Special Meeting of Members" includes a meeting of any class or classes of Members and a special meeting of all members entitled to vote at an annual Meeting of Members;

"Ordinary Resolution" means a resolution passed by a majority of not less than 50% plus 1 of the votes cast on that resolution;

"Proposal" means a proposal submitted by a member of the Society that meets the requirements of section 17 of the Act;

"Regulations" means the regulations made under the Act, as amended, restated or in effect from time to time; and

"Special Resolution" means a resolution passed by a majority of not less than two-thirds (2/3) of the votes cast on that resolution.

2. Interpretation

In the interpretation of this By-law, words in the singular include the plural and vice-versa, words in one gender include all genders, and "person" includes an individual, body corporate, partnership, trust and unincorporated organization.

Other than as specified above, words and expressions defined in the Act have the same meanings when used in this By-law.

ORGANIZATION AND OBJECTIVES

3. Objectives of the Society

The objectives of the Society shall be as set forth in the Articles, and in particular:

i) To provide a public amenity by establishing and maintaining a sports hall of fame to collect, preserve, exhibit those objects which are determined to be significant to the sports history in the Barrie Community for the public

ii) To educate and disseminate information obtained in researching the history and heritage of sport in the Barrie area to the general public

iii) To do all such things as are incidental or ancillary to the attainment of the above purposes

Special Provisions

All funds and property held by the corporation immediately before the articles become effective or that are received subsequently by the corporation pursuant to any will, deed, or other instrument before the articles become effective, together with any income or other accretions to the funds or other property, will be applied only to the purposes of the corporation as they were immediately before the articles became effective.

4. Execution of Documents

Deeds, transfers, assignments, contracts, obligations and other instruments in writing requiring execution by the Society may be signed by any two (2) of its Officers or Directors. In addition, the Board may from time to time direct the manner in which and the person or persons by whom a particular document or type of document shall be executed. Any person authorized to sign any document may affix the corporate seal (if any) to the document. Any signing officer may certify a copy of any instrument, resolution, By-law or other document of the Society to be a true copy thereof.

5. Finances

- i. The cost of maintaining the Barrie Sports Hall of Fame Society shall be determined by the Society's Board of Directors.
- ii. The year end of the Society shall be December 31 or as otherwise determined by the Board from time to time.
- iii. The Society's financial records must be open for inspection by any Society member.
- iv. The name of the Society's bank and auditing firm shall be decided at the Annual General Meeting.

v. All Cheques issued in the Society's name must be signed by at least two of the Society's authorized signing officers.

6. Banking Arrangements

The banking business of the Society shall be transacted at such bank, trust company or other firm or corporation carrying on a banking business in Ontario or elsewhere as the Board may designate, appoint or authorize from time to time by resolution. The banking business or any part of it shall be transacted by an Officer or Officers of the Society and/or other persons as the Board may by resolution from time to time designate, direct or authorize.

7. Borrowing Powers

The Directors of the Society may, without authorization of the Members:

- i. borrow money on the credit of the Society;
- ii. issue, reissue, sell or pledge debt obligations of the Society;
- iii. give a guarantee on behalf of the Society to secure performance of an obligation of any person; and
- iv. mortgage, pledge or otherwise create a security interest in all or any property of the Society, owned or subsequently acquired, to secure any obligation of the Society.

8. Annual Financial Statements

The Society shall place before the Members at every annual meeting a copy of the annual financial statements and other documents referred to in subsection 84(1) of the Act. Alternatively, not less than 21 days before each annual Meeting of the Members or before the signing of a resolution under section 59 of the Act in lieu of the annual meeting, the Society shall give a copy of the documents referred to above to all Members who have informed the Society that they wish to receive a copy of those documents.

MEMBERSHIP

9. Membership Conditions

Membership in the Society shall be styled “Lifetime Members”, each of whom shall be entitled to vote for the Board, to stand for election to the Board, to vote for inductees into the Barrie Sports Hall of Fame, to vote for recipients of the John Crawley Lifetime Achievement Award, to vote for the Barrie Athlete of the Year, and to vote for the Coach/Team Official of the Year. Lifetime Members will receive appropriate proof of membership, and an invitation to the Society’s Annual General Meeting. A Lifetime Member shall pay a fee of \$25.00 upon joining.

Membership in the Society shall be available to persons interested in furthering the Society’s purposes and who have applied for and been accepted into membership in the Society by resolution of the Board or in such other manner as may be determined by the Board.

Pursuant to Part XI of the Act, a special resolution of the Members is required to make any amendments to this section of the By-laws if those amendments affect membership rights and/or conditions.

10. Membership Transferability

Pursuant to Part XI of the Act, a special resolution of the Members is required to make any amendment to add, change or delete any amendments to the By-laws if those amendments affect membership rights and/or conditions.

11. Membership Meetings

An Annual General Meeting, with at least one month’s prior notice to all Society Members, shall take place within each calendar year. Such Members’ Meetings

shall include the election of a new Board of Directors (in the event the term of the current Board shall have ended). Any constitutional amendments or Society business shall also be discussed at the Annual General Meeting.

12. Notice of Members' Meeting

Notice of the time and place of a Meeting of Members shall be given to each Member entitled to vote at the meeting by the following means:

- i. by mail, courier or personal delivery to each member entitled to vote at the meeting, during a period of 21 to 60 days before the day on which the meeting is to be held; or
- ii. by telephonic, electronic or other communication facility to each member entitled to vote at the meeting, during a period of 21 to 35 days before the day on which the meeting is to be held.

Pursuant to Part XI of the Act, a special resolution of the Members is required to make any amendment to the By-laws of the Society to change the manner of giving notice to Members entitled to vote at a meeting of Members.

13. Absentee Voting at Members' Meetings

Pursuant to section 64 of the Act, a Member entitled to vote at a Meeting of Members may vote by mailed-in ballot or by means of a telephonic, electronic or other communication facility if the Society has a system that:

- i. enables the votes to be gathered in a manner that permits their subsequent verification; and
- ii. permits the tallied votes to be presented to the Society without it being possible for the Society to identify how each Member voted.

Pursuant to Part XI of the Act, a special resolution of the Members is required to make any amendment to the By-laws of the Society to change this method of voting by Members not in attendance at a Meeting of Members.

14. Termination of Membership

A membership in the Society is terminated when:

- i. the Member dies or resigns;
- ii. the Member is expelled or their membership is otherwise terminated in accordance with the Articles or By-laws;
- iii. the Member's term of membership expires; or
- iv. the Society is liquidated and dissolved under the Act.

15. Effect of Termination of Membership

Subject to the Articles, upon any termination of membership, the rights of the Member, including any rights in the property of the Society, automatically cease to exist.

16. Discipline of Members

The Board shall have authority to suspend or expel any Member from the Society for any one or more of the following grounds:

- i. violating any provision of the Articles, By-laws, or written policies of the Society;
- ii. carrying out any conduct which may be detrimental to the Society as determined by the board in its sole discretion;
- iii. failure to pay Dues or Fees on a timely basis;
- iv. for any other reason that the board in its sole and absolute discretion considers to be reasonable, having regard to the purpose of the Society.

In the event that the Board determines that a Member should be expelled or suspended from membership in the Society, the president, or such other Officer as may be designated by the Board, shall provide twenty (20) days notice of suspension or expulsion to the Member and shall provide reasons for the proposed suspension or expulsion. The Member may make written submissions to the president, or such other Officer as may be designated by the Board, in response to the notice received within such twenty (20) day period. In the event that no written submissions are received by the president, the president, or such other Officer as may be designated by the Board, may proceed to notify the Member that the Member is suspended or expelled from membership in the Society. If written submissions are received in accordance with this section, the Board will consider such submissions in arriving at a final decision and shall notify the Member concerning such final decision within a further twenty (20) days from the date of receipt of the submissions. The Board's decision shall be final and binding on the Member, without any further right of appeal.

17. Proposals Nominating Directors at Annual Members' Meetings

Subject to the Regulations under the Act, any proposal may include nominations for the election of Directors if the proposal is signed by not less than 5% of Members entitled to vote at the meeting at which the proposal is to be presented.

18. Cost of Publishing Proposals for Annual Members' Meetings

The Member who submitted the proposal shall pay the cost of including the proposal and any statement in the notice of meeting at which the proposal is to be presented unless otherwise provided by ordinary resolution of the Members present at the meeting.

19. Place of Members' Meeting

Subject to compliance with section 53 of the Act, Meetings of the Members may be held at any place within Ontario determined by the Board or, if all of the Members entitled to vote at such meeting so agree, outside Ontario.

20. Persons Entitled to be Present at Members' Meetings

The only persons entitled to be present at a Meeting of Members shall be those entitled to vote at the meeting, the Directors and the Public Accountant of the Society and such other persons who are entitled or required under any provision of the Act, Articles or By-laws of the Society to be present at the meeting. Any other person may be admitted only on the invitation of the chair of the meeting or by resolution of the Members.

21. Chair of Members' Meetings

In the event that the chair of the Board and the Vice-Chair of the Board are absent, the Members who are present and entitled to vote at the meeting shall choose one of their number to chair the meeting.

22. Quorum at Members' Meetings

A quorum at any meeting of the Members (unless a greater number of Members are required to be present by the Act) shall be a ten (10) Members entitled to vote at the meeting, present in person or by proxy. If a quorum is present at the opening of a meeting of Members, the Members present may proceed with the business of the meeting even if a quorum is not present throughout the meeting.

23. Votes to Govern at Members' Meetings

At any Meeting of Members every question shall, unless otherwise provided by the Articles or By-laws or by the Act, be determined by a majority of the votes cast on the questions. In case of an equality of votes either on a show of hands or

on a ballot or on the results of electronic voting, the chair of the meeting in addition to an original vote shall have a second or casting vote.

24. Participation by Electronic Means at Members' Meetings

If the Society chooses to make available a telephonic, electronic or other communication facility that permits all participants to communicate adequately with each other during a Meeting of Members, any person entitled to attend such meeting may participate in the meeting by means of such telephonic, electronic or other communication facility in the manner provided by the Act. A person participating in a meeting by such means is deemed to be present at the meeting. Notwithstanding any other provision of this By-law, any person participating in a Meeting of Members pursuant to this Section who is entitled to vote at that meeting may vote, in accordance with the Act, by means of any telephonic, electronic or other communication facility that the Society has made available for that purpose.

25. Proxy

Every Member entitled to vote at a meeting of Members may, by means of a proxy appoint a proxy holder or one or more alternate proxy holders who need not be Members, as the Member's nominee to attend and act at the meeting in the manner, to the extent and with the authority conferred by the proxy. A proxy shall be in writing, shall be executed by the Member or by his or her attorney authorized in writing and shall, in all respects, comply with the Act. An acceptable form of proxy is attached to these By-laws as Schedule "A".

26. Members' Meeting Held Entirely by Electronic Means

Meetings of Members may be held entirely by telephonic, an electronic or other communication facility.

BOARD OF DIRECTORS

27. Number of Directors

The Board shall consist of a minimum of eight (8) and a maximum of fifteen (15) Directors, as determined by the Members by Ordinary Resolution from time to time or, if the Ordinary Resolution empowers the Directors to determine the number, by resolution of the Board. At least two of the Directors shall not be officers or employees of the Society.

28. Term of Office of Directors and Election

At the first election of Directors following the approval of this By-law, one third of the Directors shall be elected for a one year term; one third shall be elected for a two year term and one third shall be elected for a three year term. Thereafter, except where an election is held to fill the unexpired portion of a term, newly elected Directors shall be elected for three year terms. There shall be no limit on the number of consecutive terms a Director may fulfill. In the event of the death, retirement or resignation of a Director the Board shall appoint a replacement for the balance of the term of the former director. In the event of “no contest” for a Director’s position, the Secretary shall cast one ballot on the Membership’s behalf to approve each candidate.

Nominees for Directors shall be Members whose names have been filed with the Secretary at least 48 hours prior to the Annual General Meeting together with the consent of the nominee to act as Director if elected.

An election of duly nominated candidates for the Board will be held in which each Member is entitled to vote for as many candidates to the Board as there are vacancies.

29. Calling of Meetings of Board of Directors

The Society’s Board of Directors shall hold at least three meetings within each calendar year. Those members present shall constitute a quorum for the meetings. Meetings of the Board may be called by the Chair of the Board, the Vice-Chair of

the Board or any two (2) Directors at any time; provided that for the first organization meeting following incorporation, such meeting may be called by any Director or Incorporator. If the Society has only one Director, that Director may call and constitute a meeting.

30. Notice of Meeting of Board of Directors

Notice of the time and place for the holding of a meeting of the Board shall be given in the manner provided in the Section on giving notice of meeting of Directors of this By-law to every Director of the Society not less than ten (10) days before the time when the meeting is to be held. Notice of a meeting shall not be necessary if all of the Directors are present, and none objects to the holding of the meeting, or if those absent have waived notice of or have otherwise signified their consent to the holding of such meeting. Notice of an adjourned meeting is not required if the time and place of the adjourned meeting is announced at the original meeting. Unless the by-law otherwise provides, no notice of meeting need specify the purpose or the business to be transacted at the meeting except that a notice of meeting of Directors shall specify any matter referred to in subsection 36(2) of the Act that is to be dealt with at the meeting.

31. Regular Meetings of the Board of Directors

The Board may appoint a day or days in any month or months for regular meetings of the Board at a place and hour to be named. A copy of any resolution of the Board fixing the place and time of such regular meetings of the Board shall be sent to each director forthwith after being passed, but no other notice shall be required for any such regular meeting except if subsection 136(3) (Notice of Meeting) of the Act requires the purpose thereof or the business to be transacted to be specified in the notice.

32. Votes to Govern at Meetings of the Board of Directors

At all meetings of the Board, every question shall be decided by a majority of the votes cast on the question. In case of an equality of votes, the chair of the meeting in addition to an original vote shall have a second or casting vote.

33. Committees of the Board of Directors

The Board may from time to time appoint any committee or other advisory body, as it deems necessary or appropriate for such purposes and, subject to the Act, with such powers as the board shall see fit. Any such committee may formulate its own rules of procedure, subject to such regulations or directions as the Board may from time to time make. Any committee member may be removed by resolution of the Board.

34. Termination of Director's Term

If any Director misses three consecutive meetings of the Board of Directors and Membership Meetings without just cause (as determined by the Board of Directors), he/she shall be asked to resign for the remainder of his/her term. The Board's decision shall be final in such matters. Such a person shall be eligible to stand for office at the next scheduled election.

OFFICERS

35. Appointment of Officers

The Board may designate the offices of the Society, appoint officers on an annual or more frequent basis, specify their duties and, subject to the Act, delegate to such officers the power to manage the affairs of the Society. A Director may be appointed to any office of the Society. An officer may, but need not be, a Director unless these By-laws otherwise provide. Two or more offices may be held by the same person.

36. Description of Offices

Unless otherwise specified by the Board (which may, subject to the Act modify, restrict or supplement such duties and powers), the officers of the Society, if designated and if officers are appointed, shall have the following duties and powers associated with their positions:

i. Chairperson – The Chairperson is the titular head of the Barrie Sports Hall of Fame Society. The chairperson is automatically a member of all standing committees of the Society. Announcement of the inductees into the Barrie Sports Hall of Fame, the winner of the Barrie Athlete of the Year Award, the Barrie Coach/Team Official of the Year Award, the John Crawley Local Lifetime Achievement Award and of the Jean McCann Unsung Hero Award, shall be made by the Chairperson or his/her designate.

ii. Past Chairperson – This post, basically a directorship that takes advantage of the experience of the person who fills it, shall be filled by the immediate past Chairperson of the Society.

iii. Vice-Chairperson – The Vice-chairperson will chair meetings in the absence of the Chairperson, and may represent the Chairperson at committee meetings. Should the Chairperson withdraw from his/her post, the Vice-Chairperson will act as temporary chairperson until a new person is selected from within the Board of Directors.

iv. Secretary – The Secretary shall be responsible for correspondence and minutes of meetings.

v. Treasurer – The Treasurer shall keep the books and financial records of the Barrie Sports Hall of Fame Society. The Treasurer shall report to the Board of Directors at each Board meeting, regarding the state of the Society’s finances. The Treasurer shall also make such a report to the Society membership at the Annual General Meeting.

vi. Membership Chairperson – The Membership Chairperson shall keep records that pertain to the membership of the Society, and shall oversee the solicitation of new members.

vii. Research Chairperson – The Research Chairperson shall initiate and record all research, reporting thereon to the Board of Directors. The Research chairperson shall be responsible for the collection and maintenance of all research, documentation (including that which accompanies nominations), artifacts, photographs, etc. accumulated by the Society.

viii. **Publicity Chairperson** – The Publicity Chairperson shall be responsible for the publication and distribution of information regarding the activities of the Barrie Sports Hall of Fame Society.

37. Vacancy in Office

In the absence of a written agreement to the contrary, the board may remove, whether for cause or without cause, any officer of the Society. Unless so removed, an officer shall hold office until the earlier of:

- i. the officer's successor being appointed;
- ii. the officer's resignation;
- iii. such officer ceasing to be a director (if a necessary qualification of appointment); or
- iv. such officer's death.

If the office of any officer of the Society shall be or become vacant, the directors may, by resolution, appoint a person to fill such vacancy.

INDUCTEES

38. Classification of Inductees

There shall be two classes of inductees in the Barrie Sports Hall of Fame: “Athletes” and “Builders”. For the purpose of selection, all candidates other than athletes shall be considered builders. Any nominee must have participated in a recognized sport and the sport must fit into three (3) of the following four (4)

Criteria:

- i. It is physical, competitive and adheres to standard rules.
- ii. It is a member of, or is affiliated with, a provincial or national sport federation.
- iii. It is included in multi-sport events: (i.e.) Olympics, Pan Ams, Canada Games, Provincial Games, etc.
- iv. It is, or has been recognized on the Ontario Sports Inc.’s list of provincial Sports.

Any nominee, who by outstanding achievement, has attained prominence in any field of sport, or who has made a major contribution to the development and advancement of sport in Barrie, or who has brought honour to Barrie, is eligible for election. The following criteria apply:

- i. Induction is restricted to Barrie Athletes and builders of sport. The athlete involved must have been a resident of Barrie at the time of performance, or have performed outside of Barrie while still being considered a resident or product of Barrie. In addition, the athlete or builder may be considered if from an outlying area, if it can be documented that he/she was viewed by the province or nation as being from Barrie, and thereby have conferred honour upon Barrie.
- ii. Nominees must have achieved considerable personal success in one or more

competitive sports. Such success could have been achieved in the “open” or “closed” classification and/or an age/ability classification (i.e. Age limits, masters, senior, high school, universities, disabled, etc.). For the purpose of selection, all levels of athletic endeavour should be judged alongside each other.

- iii. The criteria must be broad- both amateur and professional – and qualifications must be documented conclusively.
- iv. Membership or induction into the Barrie Sports Hall of Fame is restricted to humans.
- v. Builders may include officials, sponsors, executive, trainers, owners, coaches, etc. whose work over an extended period has been outstanding in providing a consistently high level of contribution to the sports community. Any person nominated in the builder category shall be eligible at any time, as that person might be active in his/her role over an entire lifetime.
- vi. Athletes nominated must have concluded their careers in the sport, or at the level, for which nominated, at least three years prior to nomination, or have reached the age of fifty years.
- vii. Teams may not be inducted into the Barrie Sports Hall of Fame, but may be recognized on a special Society Honour Roll of Outstanding Teams. One such team shall be recognized annually at the Society’s Induction Ceremony, and such teams shall be recognized according to the following schedule of priorities:
 - First, teams which have won world or international championships;
 - Second, teams which have won national championships;
 - Third, teams which have won provincial championships, and;
 - Fourth, such other teams as the Board of Directors shall deem worthy of recognition.
 - Recognition of teams in each of the aforementioned categories shall take place according to the chronological order of occurrence.

All of the above shall be upon the recommendation of the Research Chairperson, and subject to the approval of the Board of Directors. The Barrie Sports Hall of Fame Society reserves the right to remove the name and portrait of an Inductee should that individual be found guilty of an offence, deemed by the Barrie Sports Hall of Fame Society, that would bring dishonour to the Hall.

39. Automatic Induction

Any Barrie athlete who wins a gold, silver or bronze medal in the Olympic Games (team or individual sport), or a gold, silver or bronze medal in a World Championship event (team or individual sport) sanctioned by the recognized international body for that sport, and considered authentic by the Society's Board of Directors, shall be automatically inducted into the Barrie Sports Hall of Fame.

Any Barrie athlete who wins a North American professional league championship shall be automatically inducted into the Barrie Sports Hall of Fame.

The automatic inductions will normally take place the year after the win or the year after the Selection Committee has been made aware of the win.

40. Voting

Society members may suggest nominees, with explanations (in confidence) for the suggestions, to the Selection Committee of the Barrie Sports Hall of Fame Society. In order to judge the nominations in an equal and fair manner a "tool" of assessment will be used. This system will ensure the exclusive honour of being inducted into the Hall and will assist the Selection Committee with their important task.

The point system will be applied to both athlete and builder categories. All nominations are to be scored out of a maximum of 100 points based upon judgments made in the following five categories and with the corresponding points.

Level/Significance of achievement/contribution	45 points
Difficulty in Achieving Success	20 points
Consistency/Dedication over Time	15 points
Membership Vote	15 points
Personal/Team Characteristics	5 points

The point system is a tool to assist selectors in ranking nominees and comparing one with another. Individual assessments by Selection Committee members will be followed by committee discussion and unanimous selection, by consensus, of the best 5 nominations based on the Point system. A nominee must obtain a minimum of 50 Points in order to be included on the ballot which will be sent to the general membership for voting. While approving all selections to the Hall, the Board of Directors should not in any manner interfere with or assume the role of the Committee.

Each year the Selection Committee will select from the nominations received and on file at the Hall, up to a maximum of 3 inductees annually. Nominees must accumulate a minimum of 60 points to be eligible for induction. If the caliber of nominees is felt to not warrant a selection process and installation, the Selection Committee may decide not to hold an induction in any fiscal year. If there are two or more Automatic Inductions, the Committee will have the option to select up to 2 additional inductees from the nominations received and on file at the Hall.

All nominee files which are not selected for induction are reconsidered each year for a period of 3 years. Following the expiration of this period, the Committee may choose to retain particular files for future consideration. Nominations that score under 60 points are retired from active consideration immediately. A

nominator may submit a newly prepared nomination for the nominee at the expiration of a two (2) year waiting period.

In all cases of nominations rejected by the Committee, letters will be sent to the nominator by the Chair of the Hall, to the nominator explaining the procedure and asking if there is any additional information that may be relevant to the nomination. As well, all files are kept by the Hall for any historical information they may contain. No files will be destroyed.

Research on each nominee compiled by the Selection committee shall be made available to all Society members prior to voting. Members are entitled to vote for a maximum of three candidates, although they may vote for fewer.

41. Points System for Athletes

i. Level of Competition and Achievement (45 points)

An athlete's level of achievement in competitive sport, more than any other consideration should determine his/her candidacy for the Hall of Fame. Those admitted to the Hall must have a proven record of excellence in competitive sport, taking into considerations such factors as the level of competition (local, provincial, national or world), the classification (open, senior, intermediate, masters), the records set, the number and significance of awards won, the skill and ability levels, and the standards achieved.

- a) For having achieved considerable success in Barrie and Simcoe County and other district and/or community level competitions. Up to 5 points

- b) For having achieved considerable success at Ontario Championships and other provincial competitions. Up to 5 points

- c) For having competed at the level of Canadian Championships and other national events. Up to 5 points

- d) For having competed at the highest level of competition. (e.g. individual championships, member of a national team or a carded athlete).
Up to 10 points

- e) For having competed at the highest level of competition. (e.g. Olympics, Worlds, International competitions or at the highest level of competition (e.g. NHL, CFL or other professional sports). Up to 20 points.

In certain exceptional cases, a truly outstanding performance at a special event or championship will need to be considered alongside a career filled with achievement and success. In such instances judgment is called for.

ii. Difficulty in Achieving Success (20 points)

Given the multitude of differences apparent from one sport to the next, from one era to the next, etc., it is difficult to easily compare all nominations to the same plane. The question must be asked as to just how difficult it was for a particular athlete to achieve success over another. Factors that come into play that should be taken into consideration include:

How difficult was it to have been able to represent Canada internationally?

How difficult was it to reach the highest level (i.e. was there a lot of competition, very little competition, number of entrants for that event)? Was it an “open” event or was it closed to certain groups?

In order to award points in this category, consideration must be made for these additional factors. It would follow that maximum points will be awarded for ‘unusual’ dedication and perseverance under the given circumstances.

iii. Consistency & Dedication over Time (15 points)

In order to have success in sport the elements of consistency and dedication go hand in hand. Truly outstanding athletes have enjoyed consistency in their performances from year to year, and over a number of years. In most cases, training, experience and determination to improve, result in succeeding in difficult competitions. While it is important to recognize those athletes who 'rise to the occasion' by claiming titles in a particular season, the mark of superior athlete is being able to do so consistently over a period of time.

v. Personal Characteristics (5 points)

Although athletic achievement is important in judging nominations, the personal qualities of the individual must be considered. Factors such as leadership (captain), sportsmanship and community service are also important considerations to make. You may ask yourself what this person has given back to the sport in which they competed.

vi. Membership Vote (15 points)

The lifetime members of the Society will be entitled to vote for the candidates in this category. Each candidate will be awarded up to 15 points based on the result of the vote.

Candidate votes will be assigned on a pro rata basis. (Total votes a nominee received) divided by (total votes ballots cast) multiplied by 15

42. POINT SYSTEM FOR BUILDERS

Builders are those who, in a tangible way, showed leadership in competitive sport development and whose contributions were of significant and lasting nature. The Builders category may be broken down into the following types of builders; coach, manager, official, club/team organizer, sport educator/administrator, provincial/national executive member, sponsor, patron or any combination thereof.

i. Level of, and Significance of, Contribution/Achievement (45 points)

Unlike athletes, the builder must be viewed not on the level of achievement, but most importantly on the significance and importance of their contribution to sport. The variety and the level of positions held, the importance of work done, awards and honours earned, advancements made and their role in providing opportunities are all important factors to consider. The following is intended to guide decision-makers awarding points:

For contribution in Barrie and Simcoe County sports. **Up to 20 points**

For contribution at the provincial level or contribution to the success of Barrie athletes at the provincial level. **Up to 15 points**

For contribution at the national and international level or contribution to the success of Barrie athletes at the national/international level. **Up to 10 points**

ii. Difficulty in Achieving Success (20 points)

Being a builder is never 'easy'. It takes a great deal of hard work, personal commitment and seldom seen dedication to sport. In comparing the contributions of builders it is appropriate to consider sport, the communities, the eras and the many factors which have made the accomplishment noteworthy.

How popular was the sport at the time, locally, provincially, nationally and internationally? What resources did the builder commit? What was the organization like? How many others helped this builder? Maximum points should be awarded for unusual dedication and great personal perseverance under difficult circumstances.

iii. Dedication/Contribution Over Time (15 points)

Builders who leave lasting impact on sport in a community or a province and country usually do so over many years. They normally maintain continuous involvement with their sport(s) although they may change positions or levels of involvement several times. Factors to be considered here include the number of years of involvement, the various positions held, peer group evaluation and dedication to sport(s).

iv. Personal Qualities (5 points)

A builder's personal qualities are an important consideration. Among the factors to be considered are leadership ability, community service, sportsmanship and the ability to work well with others.

v. Membership Votes (15 points)

The lifetime members of the Society will be entitled to vote for candidates presented in this category. Each candidate will be awarded up to 15 points based on the results of the vote. Nominee points will be assigned based on pro rata basis. (total votes nominee receives) divided (By total ballots cast) ,multiplied by 15

43. Induction

- i. Each newly elected member (inductee) of the Barrie Sports Hall of Fame shall be formally inducted at an official ceremony. The time and place for such a ceremony shall be determined by the Board of Directors

- ii. Commemoration in the Barrie Sports Hall of Fame shall be in a fashion deemed appropriate by the Board of Directors. Photographs and documentation may be placed in the Hall of Fame display facilities at the discretion of the Board of Directors.

AWARDS

44. John Crawley Local Lifetime Achievement Award

- i. Nominees for this award would have attained considerable prominence in one or more Barrie, Simcoe County and other district and community level and/or Provincial sports. The nominee must have been a resident of Barrie or performed and/or contributed to their sport within the city of Barrie over an extended period of time.
- ii. Society members may suggest nominees for this award, with explanations (in confidence) for their suggestions, to the Selection Committee of the Barrie Sports Hall of Fame Society. In order to judge the nominations in an equal and fair manner a "tool" of assessment similar to the one used for inductees will be used.

The point system is a tool to assist selectors in ranking nominees and comparing one with another. Individual assessments by Selection Committee members will be followed by Committee discussion and unanimous selection, by consensus, of the best 5 nominations based on the Point System. A nominee must obtain a minimum of 50 points in order to be included on the ballot which will be sent to the general membership for voting. While approving all selections to the Hall, the Board of Directors should not in any manner interfere with or assume the role of the Committee.

- iii. Each year the Selection Committee will select from the nominations received and on file at the Hall, up to a maximum of 3 Local Sports Legends annually. Nominees must accumulate a minimum of 60 points to be eligible for this award. If the caliber of nominees is felt to not warrant a selection process, the Selection Committee may decide not to present this award in any year.

All nominee files which are not selected are reconsidered each year for a period of 3 years. Following the expiration of this period, the Committee may choose to retain particular files for future consideration. Nominations that score under 60 points are retired from active consideration immediately. A nominator may submit a newly prepared nomination for the nominee at the expiration of a two (2) year waiting period.

In all cases of nominations rejected by the Committee, letters will be sent to the nominator by the Chair of the Hall, to the nominator explaining the procedure and asking if there is any additional information that may be relevant to the nomination. As well, all files are kept by the Hall for any historical information they may contain. No files will be destroyed.

- iv. Research on each nominee compiled by the Selection Committee shall be made available to all Society members prior to voting. Members are entitled to vote for a maximum of three candidates, although they may vote for fewer.

45. Points System for Local Lifetime Achievement Award

i. Level of Competition and Achievement (40 points)

An individual's level of achievement in competitive sport, more than any other consideration should determine his/her candidacy. Athletes must have a proven record of excellence in competitive sport, taking into consideration such factors as the level of competition, the classification, the records set, the number and significance of awards won, the skill and ability levels, and the standards achieved.

- (a) For having contributed to or achieved considerable success in Barrie and Simcoe County and other district and/or community level sport. **Up to 20 points**

(b) For having contributed to or competed in more than one sport with considerable success in Barrie and Simcoe County and other district and/or community level. **Up to 15 points**

(c) For having contributed to or achieved considerable success at Ontario Championships and other provincial competitions. **Up to 5 points**

In certain exceptional cases, a truly outstanding performance at a special event or championship will need to be considered alongside a career filled with achievement and success. In such instances judgment is called for.

ii. Difficulty in Achieving Success (20 points)

In comparing achievements and contributions, it is appropriate to consider the sport(s), the communities, the eras and the many factors which have made the accomplishment noteworthy. Given the multitude of differences apparent from one sport to the next, from one era to the next, etc., it is difficult to easily compare all nominations to the same plane. How popular was the sport at the time, locally, provincially, nationally What resources did the individual commit? What was the organization like? How many others helped this individual ? In order to award points in this category, consideration must be made for these additional factors. Maximum points should be awarded for unusual dedication and great personal perseverance under difficult circumstances.

iii. Consistency & Dedication over Time (20 points)

In order to have success in sport the elements of consistency and dedication go hand in hand. Truly outstanding athletes have enjoyed consistency in their performances from year to year, and over a number of years. Builders who leave lasting impact on sport in a community or a province and country

usually do so over many years. They normally maintain continuous involvement with their sport(s) although they may change positions or levels of involvement several times. Factors to be considered here include the number of years of involvement, the various positions held, peer group evaluation and dedication to sport(s).

iv. Personal Characteristics (5 points)

Although personal achievement is important in judging nominations, the personal qualities of the individual must be considered. Factors such as leadership, sportsmanship, community service and the ability to work well with others must be considered.

v. Membership Vote (15 points)

The lifetime members of the society will be entitled to vote for the candidates in this category. Each candidate will be awarded up to 15 points based on the results of the vote. (Nominee points will be assigned on pro rata basis. (Total votes nominee receives) divided by(Total votes cast) , multiplied by 15

46. Athlete of the Year Selection

- i. The winner of the annual Barrie Athlete of the Year Award shall be presented the Greg Johnston/Shane Corson Trophy.
- ii. To be considered for this award, an athlete must be an amateur as determined by the Society. There are no age restrictions. An athlete may only win the award once.
- iii. The qualifications for Athlete of the Year will allow for logical units of two or more (providing they do not constitute a team) to be recognized as a single unit where the actions of one are dependent on the other (i.e. a skating pair, rowing pair, tennis doubles).

iv. Any Barrie athlete deemed to have attained an outstanding level of achievement in any field of sport during the sports year for which he/she is nominated, is eligible for the award subject to the following conditions:

The athlete(s) must be considered a permanent resident of Barrie. The Athlete(s) may have performed outside of Barrie, as long as the athlete is still considered to be a Barrie resident by the Society. An athlete may also be considered if he/she competes for a Barrie team, Barrie School, Barrie Association or if it can be documented that he/she was viewed by the province or nation as being from Barrie, and thereby have conferred honor upon Barrie as determined by the selection committee.

The Athlete of the Year Award is restricted to Humans.

v. Nominations for the Athlete of the Year Award shall be solicited from the public; every effort will be made to solicit such nominations from a broad spectrum of the Barrie sports community. Society members may suggest nominees for this award, with explanations (in confidence) for their suggestions, to the Selection Committee of the Barrie Sports Hall of Fame Society. All nominations (and accompanying documentation) will be held in confidence by the Selection Committee. In order to judge the nominations in an equal and fair manner a "tool" of assessment similar to the one used for inductee/Athletes will be used.

vi. A ballot listing the three names shall be sent to the Society membership for voting. Research on each nominee, compiled by the Selection Committee, and a final date for ballot returns shall accompany the ballot. Each society member will be entitled to one vote.

The point system is a tool to assist selectors in ranking nominees and comparing one with another. Individual assessments by Selection Committee members will be followed by Committee discussion and unanimous selection, by consensus, of the best 3 nominations based on the Point System. Should the committee reach an impasse, it shall be put to a vote of the entire Board of Directors, whose decision will be final. A nominee must obtain a minimum of 50 points in order to be included on the ballot. While approving all selections to the Hall, the Board of Directors should not in any manner interfere with or assume the role of the Committee.

47. Points System for Athlete of the Year Award

ii. Level of Competition and Achievement (45 points)

An individual's level of achievement in competitive sport, more than any other consideration, should determine his/her candidacy. Athletes must have a proven record of excellence in competitive sport, taking into consideration such factors as the level of competition, the classification, the records set, the number and significance of awards won, the skill and ability levels, and the standards achieved.

(b) For having achieved considerable success in Barrie and Simcoe County and other district and/or community level sport. **Up to 15 points**

(d) For competing in more than one sport with considerable success in Barrie and Simcoe County and other district and/or community level. **Up to 5 points**

(e) For having achieved considerable success at Ontario Championships and other provincial competitions. **Up to 15 points**

(f) For having achieved considerable success at National Championships or international competitions. **Up to 10 points**

In certain exceptional cases, a truly outstanding performance at a special event or championship will need to be considered. In such instances judgment is called for.

iii. Difficulty in Achieving Success (20 points)

In comparing achievements and contributions it is appropriate to consider the sport(s), the communities, and the many factors which have made the accomplishment noteworthy. Given the multitude of differences apparent from one sport to the next it is difficult to easily compare all nominations to the same plane. How popular was the sport, locally, provincially, or nationally? What resources did the individual commit? What was the organization like? How many others helped this individual? Was the competition of comparable caliber? In order to award points in this category, consideration must be made for these additional factors. Maximum points should be awarded for unusual dedication and great personal perseverance under difficult circumstances.

iv. Consistency & Dedication over Time (15 points)

Although the Athlete of the Year Award is for achievement in the previous calendar or sports year, it can also recognize an athlete's contribution and dedication over a period of time to enable him/her to reach the current year's success. A nominee's achievements and contributions can therefore be considered in this context. In order to have success in sport the elements of consistency and dedication go hand in hand. Truly outstanding athletes have enjoyed consistency in their performances from year to year. They normally maintain continuous involvement with their sport(s) although they may change positions or levels of involvement several times. Factors to be considered here include the time of involvement and dedication to sport(s).

vi. Membership Vote (20 points)

The lifetime members of the society will be entitled to vote for the candidates in this category. Each candidate will be awarded up to **20 points** based on the results of the vote. Candidate points will be assigned on a pro rata basis: (Total votes a candidate receives) divided by (total ballots cast) multiplied by 20

48 . Coach/Team Official of the Year Selection

i. The winner of the annual Barrie Coach/Team Official of the Year Award shall be presented the Barrie Sports Hall of Fame Memorial Trophy.

ii. The qualifications allow for logical units and natural units of two or more coaches/Team Official to be recognized as a single unit where the actions of one are dependent on the other (i.e. A coaching pair who functions as an interacting unit).

iii. To be considered for this award, a coach or team official's contribution must be essentially voluntary in nature, as determined by the Society. There are no age restrictions. A coach/team official may only win the award once.

iv. Any Barrie coach or team official deemed to have attained an outstanding level of achievement, or to have made an outstanding contribution in any field of sport, or who has devoted his/her time to the encouragement of fair play and sportsmanship and to bringing out the best qualities in the amateur athlete(s) under his/her guidance, is eligible for the award subject to the following condition: The coach/team official(s) must live or contribute to their sport within the city of Barrie.

vii. Nominations for the Barrie Sports Hall of Fame Memorial Trophy shall be solicited from the public; every effort will be made to solicit such nominations from a broad spectrum of the Barrie sports community. Society members may suggest nominees for this award, with explanations (in confidence) for their suggestions, to the Selection Committee of the Barrie Sports Hall of Fame Society. All nominations (and accompanying documentation) will be held in confidence by the Selection Committee. In order to judge the nominations in an equal and fair manner a "tool" of assessment similar to the one used for inductees/Builder will be used.

The point system is a tool to assist selectors in ranking nominees and comparing one with another. Individual assessments by Selection Committee members will be followed by Committee discussion and unanimous selection, by consensus, of the best 3 nominations based on the Point System. Should the committee reach an impasse, it shall be put to a vote of the entire Board of Directors, whose decision will be final. A nominee must obtain a minimum of 50 points in order to be included on the ballot. While approving all selections to the Hall, the Board of Directors should not in any manner interfere with or assume the role of the Committee.

viii. A ballot listing the three names shall be sent to the general membership for voting. Research on each nominee, compiled by the Selection Committee, and a final date for ballot returns shall accompany the ballot. Each society member will be entitled to one vote.

49. Points System for Coach/Team Official of the Year Award

Coaches/Team Officials are those who, in a tangible way, showed leadership in competitive sport development and whose contributions were of significant and lasting nature. The Coach/Team Officials category may be broken down into the following types of individuals; coach, manager, trainer, club/team organizer, team administrator, team sponsor or any combination thereof.

ii. Level of, and Significance of, Contribution/Achievement (45 points)

Unlike athletes, the Coach/Team Official must be viewed not on the level of achievement, but most importantly on the significance and importance of their contribution to sport. The variety and the level of positions held, the importance of work done, awards and honours earned, advancements made and their role in providing opportunities are all important factors to consider.

The following is intended to guide decision-makers awarding points:

- For contribution in Barrie and Simcoe County sports. **Up to 20 points**
- For contribution at the provincial level or contribution to Barrie athlete(s) who have been successful at the provincial level. **Up to 15 points**
- For contribution at the national and/or international level or to Barrie athletes who have been successful at the national and/or international level. **Up to 10 points**

iii. Difficulty in Achieving Success (20 points)

In comparing the contributions of Coach/Team Officials it is appropriate to consider the sport, the communities, and the many factors which have made the accomplishment noteworthy. Given the multitude of differences apparent from one sport to the next it is difficult to easily compare all nominations to the same plane. How popular was the sport, locally, provincially, nationally or internationally? What resources did the Coach/Team Official commit? What was the organization like? How many others helped this Coach/Team Official? Was the competition of equal caliber? Maximum points should be awarded for unusual dedication and great personal perseverance under difficult circumstances.

iv. Dedication/Contribution Over Time (15 points)

Although the Barrie Coach/Team Official Award is for achievement in the previous calendar or sports year, it can also recognize an individual's contributions and dedication over a period of time that enable him/her to achieve the current year's success. A nominee's achievements and contributions can therefore be considered in this context. Coach/Team Officials who leave lasting impact on sport in a community or a province and country usually do so over many years. They often maintain continuous involvement with their sport(s) although they may change positions or levels of involvement several times. Factors to be considered here include the number of years of involvement and dedication to sport(s).

v. Membership Vote (20 points)

The lifetime members of the society will be entitled to vote for the candidates in this category. Each candidate will be awarded up to 20 points based on the results of the vote. Candidate points will be assigned on a pro rata basis: (Total votes a candidate receives) divided by (total ballots cast) multiplied by 20

50. The Jean McCann Unsung Hero Award Selection

The Jean McCann Unsung Hero Award will be presented annually by the Barrie Sports Hall of Fame. The recipient of this award must have made an outstanding contribution to the development of sport in Barrie. The Board of Directors will select the recipient each year.

51. Counting of Ballots.

The ballots for the Barrie Sports Hall of Fame election of Inductees, the John Crawley Lifetime Achievement Award, the Athlete of the Year and the Coach/Team Official of the year shall be counted at the Annual General Meeting. The counting shall be conducted by a person (or persons) considered appropriate

by the Board of Directors and appointed for that purpose. The prorated results of the ballots will be added to the Selection Committee's predetermined points for each candidate. The successful candidates in all four categories shall be announced at a time and place deemed appropriate by the Board and chosen for that purpose.

GENERAL

52. Method of Giving Any Notice

Any notice (which term includes any communication or document), other than notice of a Meeting of Members or a meeting of the Board, to be given (which term includes sent, delivered or served) pursuant to the Act, the Articles, the Bylaws or otherwise to a Member, Director, Officer or member of a committee of the Board or to the Public Accountant shall be sufficiently given:

- i. if delivered personally to the person to whom it is to be given or if delivered to such person's address as shown in the records of the Society or in the case of notice to a Director to the latest address as shown in the last notice that was sent by the Society in accordance with the Act or Regulations;
- ii. if mailed to such person at such person's recorded address by prepaid ordinary or air mail;
- iii. if sent to such person by telephonic, electronic or other communication facility at such person's recorded address for that purpose; or
- iv. if provided in the form of an electronic document in accordance with the Act or Regulations.

A notice so delivered shall be deemed to have been given when it is delivered personally or to the recorded address as aforesaid; a notice so mailed shall be deemed to have been given when deposited in a post office or public letter box; and a notice so sent by any means of transmitted or recorded communication shall be deemed to have been given when dispatched or delivered to the appropriate communication company or agency or its representative for dispatch. The secretary may change or cause to be changed the recorded address of any Member, Director, Officer, Public Accountant or member of a committee of the Board in accordance with any information believed by the secretary to be reliable. The declaration by the secretary that notice has been given pursuant to this Bylaw shall be sufficient and conclusive evidence of the giving of such notice. The signature of any Director or Officer of the Society to any notice or other document to be given by the Society may be written, stamped, type-written or printed or partly written, stamped, type-written or printed.

53. Invalidity of any Provisions of this By-law

The invalidity or unenforceability of any provision of this By-law shall not affect the validity or enforceability of the remaining provisions of this By-law.

54. Omissions and Errors

The accidental omission to give any notice to any Member, Director, Officer, member of a committee of the Board or Public Accountant, or the non-receipt of any notice by any such person where the Society has provided notice in accordance with the By-laws or any error in any notice not affecting its substance shall not invalidate any action taken at any meeting to which the notice pertained or otherwise founded on such notice.

55. Mediation and Arbitration

Disputes or controversies among Members, Directors, Officers, committee members, or volunteers of the Society are as much as possible to be resolved in accordance with mediation and/or arbitration as provided in the section on dispute resolution mechanism of this By-law.

56. Dispute Resolution Mechanism

In the event that a dispute or controversy among Members, Directors, Officers, committee members or volunteers of the Society arising out of or related to the Articles or By-laws, or out of any aspect of the operations of the Society is not resolved in private meetings between the parties then without prejudice to or in any other way derogating from the rights of the Members, Directors, Officers, committee members, employees or volunteers of the Society as set out in the Articles, By-laws or the Act, and as an alternative to such person instituting a law suit or legal action, such dispute or controversy shall be settled by a process of dispute resolution as follows:

- i. The dispute or controversy shall first be submitted to a mediator selected by the Board. The mediator will then meet with the parties in question in an attempt to mediate a resolution between the parties.
- ii. The number of mediators may be increased from one or two or three upon agreement of the parties.
- iii. If the parties are not successful in resolving the dispute through mediation, then the parties agree that the dispute shall be settled by arbitration before a single arbitrator, who shall not be any one of the mediators referred to above, in accordance with the provincial or territorial legislation governing domestic arbitrations in force in the province or territory where the registered office of the Society is situated or as otherwise agreed upon by the parties to the dispute. The parties agree that all proceedings relating to arbitration shall be

kept confidential and there shall be no disclosure of any kind. The decision of the arbitrator shall be final and binding and shall not be subject to appeal on a question of fact, law or mixed fact and law.

All costs of the mediators appointed in accordance with this section shall be borne equally by the parties to the dispute or the controversy. All costs of the arbitrators appointed in accordance with this section shall be borne by such parties as may be determined by the arbitrators.

57. By-laws and Effective Date

Subject to the Articles, the Board may, by resolution, make, amend or repeal any By-laws that regulate the activities or affairs of the Society. Any such By-law, amendment or repeal shall be effective from the date of the resolution of the Board until the next Meeting of Members where it may be confirmed, rejected or amended by the Members by Ordinary Resolution. If the By-law, amendment or repeal is confirmed or confirmed as amended by the Members it remains effective in the form in which it was confirmed. The By-law, amendment or repeal ceases to have effect if it is not submitted to the Members at the next Meeting of Members or if it is rejected by the Members at the meeting.

This section does not apply to a By-law that requires a Special Resolution of the Members according to Part XI of the Act because such By-law amendments or repeals are only effective when confirmed by Members.

SCHEDULE "A" FOLLOWS

P R O X Y

The undersigned Member of BARRIE SPORTS HALL OF FAME SOCIETY hereby appoints _____ of _____

Or failing them, _____ of _____, as the nominee of the undersigned at the meeting of the Members of the said Society to be held on the day of _____, 20__ , and at any adjournment or adjournments thereof in the same manner, to the same extent and with the same power as if the undersigned were present at the said meeting or such adjournment or adjournments thereof.

DATED this day of _____, 20__.

Signature of Member