

THE CORPORATION OF THE CITY OF BROCKVILLE

BY-LAW 72-94

A BY-LAW OF THE CITY OF BROCKVILLE RESPECTING THE
APPLICATION FOR AN INTERIM EXPANSION CERTIFICATE AT
THE SANITARY LANDFILL SITE.

WHEREAS the council of the corporation deems it expedient to complete the said undertaking in order to alleviate the potential financial burden from disposing of the City's waste in an alternate landfill site; AND

WHEREAS the additional funds are required to complete the application for an interim expansion certificate for the landfill site; AND

WHEREAS pursuant to section 210.89 of the Municipal Act, R.S.O. 1990, c.M45 amended, the council of a local municipality may pass bylaws for establishing and maintaining a system for the collection, removal and disposal of garbage or of garbage and other refuse or of ashes, garbage and other refuse, and for contracting with any person for the collection, removal and disposal by that person of ashes, garbage and other refuse upon such terms and conditions as may be considered expedient, and for erecting and maintaining with the approval of the Ministry of Health such buildings, machinery and plant as may be considered necessary for the purposes of this paragraph.

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE CITY OF BROCKVILLE ENACTS AS FOLLOWS:

1. DEFINITIONS:- (In this section),

(a) "municipality" means a municipality as defined in the Municipal Affairs Act.

2. THAT the additional work required for the preparation of the application for an interim expansion certificate at the landfill site be undertaken.

3. THAT the estimated cost of the additional work is Three Hundred and Twenty Five Thousand Dollars (\$325,000.)

	<u>CITY</u>	<u>TOTAL</u>
Engineering	\$ 325,000.	\$ 325,000.
	\$ _____	\$ _____
TOTAL	\$ <u>325,000.</u>	\$ <u>325,000.</u>

4. THAT the Treasurer of the Corporation be and he is hereby authorized to expend the additional sum of Three Hundred and Twenty Five Thousand Dollars (\$325,000.) for the purposes aforesaid, said amount to be in addition to the amounts authorized in bylaws 49-91, 284-91 and 52-93 respectively, which amounts when summed including the amount authorized by this bylaw, comprise the total estimated cost of the said undertaking in the amount of One Million and Thirty Thousand Dollars (\$1,030,000.).

5(a) THAT the Mayor and Treasurer of the Corporation are hereby authorized to obtain from any bank or banks or other lenders, additional temporary advances at a borrowing rate not exceeding the banks prime lending rate to Municipalities, by way of a promissory note or notes or otherwise but such additional borrowings shall not exceed Three Hundred and Twenty Five Thousand Dollars (\$325,000.) being the additional estimated cost of the said undertaking provided that the total of all advances shall not exceed One Million and Thirty Thousand Dollars (\$1,030,000.) being the total estimated cost of the said works, until and pending completion of said works.

5(b) THAT a promissory note or notes or other vouchers sealed with the seal of the Corporation and signed on behalf of the Corporation by the Mayor and Treasurer be given to the bank or banks or other lenders for advances obtained on the authority of this instrument and providing for repayment of said advances with interest thereon.

5(c) THAT the Treasurer of the Corporation is hereby directed and authorized to apply in payment of said advances with interest thereon all monies borrowed on the credit of the Corporation to defray the cost of the said works and all monies from other sources properly applicable to the cost of said works.

5(d) THAT the Treasurer of the Corporation is hereby authorized to approve for payment additional expenditures for the said capital project, from contingency funds allocated for this purpose, subject to the following conditions and limitations;

1. That the request for the additional expenditure is submitted by the Director of Engineering in writing to the City Treasurer; and
2. That the approval of the Chief Administrative Officer has been obtained for the requested additional expenditure; and
3. That the amount of the additional expenditure shall not exceed Ten Percent (10%) of the approved capital project cost; and
4. That the amount of the additional expenditure approved as aforesaid shall not exceed the greater of the balance remaining in the contingency fund or the amount that Ten Percent is of the approved capital project cost providing that this amount is no greater than Twenty-Five Percent (25%) of the contingency funds available.

6. THAT the amended Project Report and Certificate of the Treasurer, Schedules A and B of this by-law. shall be read with and form part of this by-law.

GIVEN UNDER THE SEAL OF THE CORPORATION OF
THE CITY OF BROCKVILLE AND PASSED
THIS 12th DAY OF April A.D. 199

MAYOR

CLERK

SCHEDULE "A" FORMING PART OF BY-LAW 72-94
TREASURER'S REPORT
APPROVALS AND AVAILABILITY OF FUNDS

DATE OF REPORT: April 12, 1994
NAME OF PROJECT: Landfill Site Interim Expansion Certificate

ACCOUNT NO: C4050-EN09 PROJECT NO. CB1994 - 6.2

APPROVALS

STATUTORY AUTHORITY: Municipal Act, Chapter M45, Sections 210(58) & (89) R.S.O.1990
ESTIMATED LIFE OF PROJECT: Four Years
PROJECTED LIFE OF CAPITAL ASSET: Five Years
AMOUNT CONTAINED IN 1994 CAPITAL BUDGET: \$325,000. .
AVAILABILITY OF INTERIM FINANCING: Bank Loan or Loan from Reserve Funds
MINISTRY OF ENVIRONMENT APPROVAL: Environmental Assessment Hearing in 1994
OMB APPROVAL: N/A

FINANCING

(1) <u>ESTIMATED ADDITIONAL COST OF PROJECT: IN 1994</u>	\$ 325,000.
INTEREST COST	.
(1) <u>TOTAL ESTIMATED ADDITIONAL COST IN 1994</u>	<u>\$ 325,000</u>

(2)

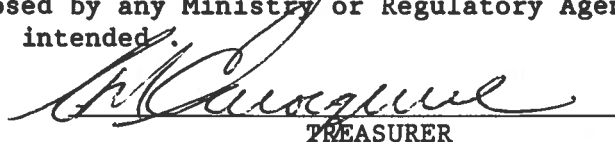
REVENUES:

SUBSIDY: Min. of Energy & the Environment-FAP	\$ 71,000
CONTRIBUTION FROM CURRENT	\$ 29,000.
CONTRIBUTION-CAPITAL SURPLUS IN PROJECT:	\$ 225,000.
CONTRIBUTION FROM CAPITAL CONTINGENCY	\$
SHORT TERM LOANS:SOURCE:	\$
MISCELLANEOUS CONT:	\$.

<u>OWN SOURCE FUNDS & SUBSIDIES IN 1994 CAPITAL BUDGET</u>	<u>\$ 325,000.</u>
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AMOUNT TO BE DEBENTURED IN	FOR THIS PROJECT	\$ Not Required
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<u>TOTAL DEBENTURES TO BE ISSUED:\$</u>		<u>Nil</u>

I hereby certify that the above indicated sources of funds are eligible, approved, and will be made available for the undertaking of this project subject to the restrictions imposed by any Ministry or Regulatory Agency as it pertains to the purpose(s) intended.


TREASURER

NOTE: This certificate is contingent on all the above documentation, approvals, and required certificates being on hand and complete in every respect prior to the By-Law being submitted to Council for approval of the undertaking.

SCHEDULE "B" FORMING PART OF BY-LAW 72-94
THE CORPORATION OF THE CITY OF BROCKVILLE

PAGE 1 OF 2

DATE: 1994 04 12

PROJECT NO: CB1994 - 6.2
ACCOUNT NO: C4050-EN09

REPORT OF THE PROJECT MANAGER
ON THE CAPITAL PROJECT

NAME OF PROJECT: LANDFILL SITE: INTERIM
EXPANSION CERTIFICATE

TO THE COUNCIL OF THE CITY OF BROCKVILLE:

GENTLEMEN and LADIES:

I wish to report as follows on the subject project:

1. Description of the Undertaking:

Application for an Interim Expansion Certificate at the landfill site, including public participation, hydrogeologic investigation and public hearing.

2. Estimated Cost:

	1994 Budget	Total Proposed Cost Estimate	Previously Adopted Cost Estimate
Construction: \$	-	\$ -	\$ -
Engineering : \$	325 000	\$ 1 030 000	\$ 655 000
Financing : \$	-	\$ -	\$ 50 000
TOTAL: \$	325 000	\$ 1 030 000	\$ 705 000

3. Corporation's Statutory Authority to Proceed:

Municipal Act, Chapter M45, Section(s) 210.58 & 210.89,
R.S.O. 1990 as amended.

4. Statutory Authority for Ontario Municipal Board Approval:

N/A

5. Other Approvals Required:

Ministry of Environment and Energy, Ontario - Certificate of
Approval.

PROJECT MANAGERS REPORT
PROJECT NO: CB1994 - 6.2
ACCOUNT NO: C4050-EN09

Page 2 of 2
Date: 1994 04 12

6. Lifetime of Work:

5 years

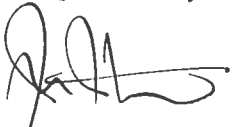
7. Recommended Funding:

	1994 Capital Budget	Total of Proposed Funding	Previously Adopted Funding
Capital Surplus in Acct.	\$ 225 000	\$ 34,241	\$ -
Debenture:	\$ -	\$ -	\$ -
Contribution from Current:	\$ 29 000	\$ 584,000	\$ 410 800
Subsidy: MOE - FAP	\$ 71 000	\$ 411,759	\$ 294 200
TOTAL:	<u>\$ 325 000</u>	<u>\$ 1 030 000</u>	<u>\$ 705 000</u>

8. Method of Recovery

Mill rate on all rateable property \$584 000

Respectfully submitted



V. McIntosh, Director of Engineering