

THE CORPORATION OF THE CITY OF BROCKVILLE

BY-LAW 85-94

A BY-LAW OF THE CITY OF BROCKVILLE RESPECTING THE
UNGRADE OF THE CITY'S COMPUTER SYSTEM.

WHEREAS pursuant to section 210.58 of the Municipal Act, R.S.O. 1990, c.M45 amended, the council of a local municipality may pass bylaws for authorizing the completion, improvement, alteration, enlargement or extension of any public utility undertaking, or any part or parts thereof, owned by the corporation and controlled and managed by the council or a public utility commission and issuing debentures therefor; AND

WHEREAS pursuant to section 311.1 of the Municipal Act, R.S.O. 1990, c.M45 amended, subject to subsection 311.2, the council of every municipality may pass by-laws for purchasing conditionally, or otherwise, or for renting for a term of years or otherwise, machinery and appliances for the purposes of the corporation, and for borrowing money for the purpose of paying the purchase price for any period not exceeding five years and for issuing debentures for the money so borrowed, or for issuing to the vendor debentures payable within that period in payment of the purchase money; AND

WHEREAS the Council of the Corporation deems it advisable to upgrade the present computer system to incorporate current technology improvements in hardware and software components thereby increasing operating efficiency, reducing future costs associated with the purchase of these components and significantly reducing maintenance costs.

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.

(b) "public utility undertaking" means a water works or water supply system, sewage works, electrical power or energy generating transmission or distribution system, street lighting system, natural or artificial gas works or supply system, and a transportation system, and includes any land, buildings or equipment required for the administration or operation of any such system".

2. THAT the upgrade of the City's computer system be undertaken including all required software and hardware components and training.

3. THAT the estimated cost of the proposed undertaking is Three Hundred and Seventy Thousand Dollars (\$370,000.00)

	<u>CITY</u>	<u>TOTAL</u>
Hardware System Upgrade	\$ 154,346.	\$ 154,346.
Software System Upgrade	\$ 72,031.	\$ 72,031.
Training & Services	\$ 120,450.	\$ 120,450.
<u>Contingency</u>	<u>\$ 23,173.</u>	<u>\$ 23,173.</u>
TOTAL	<u>\$ 370,000.</u>	<u>\$ 370,000</u>

4. THAT the Treasurer of the Corporation be and is hereby authorized to expend the sum of Two Hundred and Forty-Three Thousand Dollars (\$243,000.00) in 1994; Fifty One Thousand, Seven Hundred and Fifty Dollars (\$51,750.00) in 1995; Seventy Four Thousand, Seven Hundred and Fifty Dollars (\$74,750.00) in 1996 for the purposes aforesaid provided that funding of the project is authorized by Council in the approved Capital Budget for each of the said years.

5(a) THAT the Mayor and Treasurer of the Corporation are hereby authorized to obtain from any bank or banks or other lenders, 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 not to exceed the sum of Two Hundred and Forty Three Thousand, Five Hundred Dollars (\$243,500.00) in 1994; Fifty One Thousand, Seven Hundred and Fifty Dollars (\$51,750.00) in 1995; and Seventy Four Thousand, Seven Hundred and Fifty Dollars (\$74,750.00) in 1996 being the total estimated cost of the said works, until and pending completion of said works provided that the project be an approved capital project in the City's capital budget for each of the said years.

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.

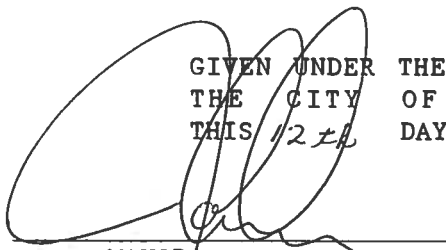
5(c) THAT the Treasurer of the Corporation is hereby directed and authorized to apply in payment of said advances with interest thereon all monies borrowed on the credit of the Corporation to defray the cost of the said works and all monies from other sources properly applicable to the cost of said works.

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.

5(e). THAT the Treasurer is hereby authorized to transfer from the Reserve Fund Account, RL410-8870-L981, such sums as are authorized in the approved Capital Budget, for the said years, to defray the cost of the said undertaking.

6. THAT the Certificate of the Treasurer and the Project Manager's report, Schedules A and B of this by-law. shall be read with and form part of this by-law.


MAYOR

GIVEN UNDER THE SEAL OF THE CORPORATION OF
THE CITY OF BROCKVILLE AND PASSED
THIS 12th DAY OF April A.D. 1994


CLERK

SCHEDULE "A" FORMING PART OF BY-LAW 85-94
TREASURER'S REPORT
APPROVALS AND AVAILABILITY OF FUNDS

DATE OF REPORT: APRIL 12, 1994
NAME OF PROJECT: COMPUTER SYSTEM UPGRADE
LOCATION: CITY WIDE
ACCOUNT NO: C1010-PE01 CB1194 - 8.1

APPROVALS

STATUTORY AUTHORITY: Municipal Act, Chapter M45., Sections 210.58 & 311.1, R.S.O. 1990 as amended.
ESTIMATED LIFE OF ASSET: 5 Years LIFETIME OF WORK: 1 Year
AMOUNT CONTAINED IN CAPITAL BUDGET FOR 1994: \$243,500.
AVAILABILITY OF INTERIM FINANCING: Bank Loan or Loan from Reserve Funds
MINISTRY APPROVAL(S) N/A
OMB APPROVAL: N/A

		<u>FINANCING</u>	
(1) <u>ESTIMATED COST OF PROJECT:</u>		IN 1994	\$ 243,500.
		FINANCING	
(1) <u>TOTAL ESTIMATED COST IN 1994 :</u>			<u>\$ 243,500 =</u>
(2)			
	<u>REVENUES:</u>		
	CONTRIBUTION FROM CURRENT		\$
	CONTRIBUTION FROM RESERVE FUNDS: RL410-8870-L981		243,500.
	CONTRIBUTION FROM CAPITAL CONTINGENCY		
	SHORT TERM LOANS:SOURCE:		
	MISCELLANEOUS CONT:		
	<u>OWN SOURCE FUNDS & SUBSIDIES IN CAPITAL BUDGET FOR 1994</u>		<u>243,500.</u>
	AMOUNT TO BE DEBENTURED IN	FOR THIS PROJECT	
	AMOUNT TO BE DEBENTURED IN	FOR THIS PROJECT	
		<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 commencement of the undertaking.

SCHEDULE "B" FORMING PART OF BY-LAW 85-94
THE CORPORATION OF THE CITY OF BROCKVILLE

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DATE: 1994 04 12

PROJECT NO: CB1994 - 8.1
ACCOUNT NO: C1010-PE01

REPORT OF THE PROJECT MANAGER
ON THE CAPITAL PROJECT

NAME OF PROJECT: COMPUTER: UPGRADE

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:

Upgrading of City's centralized mini-computer system.

2. Estimated Cost:

	1994 Budget	Total Proposed Cost Estimate	Previously Adopted Cost Estimate
Hardware : \$		\$ 154,346	\$ N/A
Software : \$	-	\$ 72,031.	\$
Training/Serv \$		\$ 120,450.	\$
Contingency \$		\$ 23,173.	\$
Financing : \$	243,500.	\$ -	\$
TOTAL: \$	243 500	\$ 370 000	\$ N/A

3. Corporation's Statutory Authority to Proceed:

Municipal Act, Chapter M45, Section(s) 210(58) & 311.1 ,
R.S.O. 190 as amended.

4. Statutory Authority for Ontario Municipal Board Approval:

N/A

5. Other Approvals Required:

N/A

PROJECT MANAGERS REPORT
PROJECT NO: CB1994 - 8.1
ACCOUNT NO: C1010-PE01

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Date: 1994 04 12

6. Lifetime of Work:

5 years

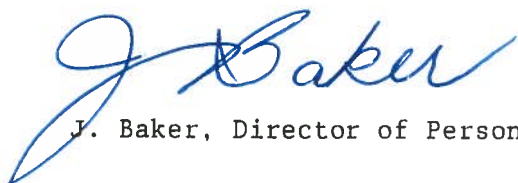
7. Recommended Funding:

	1994 Capital Budget	Total of Proposed Funding	Previously Adopted Funding
Debenture:	\$ -	\$ -	\$ N/A
Contribution from Current:	\$ -	\$ -	\$
Reserve Fund:	\$ 243 500	\$ 370 000	\$
TOTAL:	\$ 243 500	\$ 370 000	\$ N/A

8. Method of Recovery

Mill rate on all rateable property \$ N/A

Respectfully submitted



J. Baker, Director of Personnel