

THE CORPORATION OF THE CITY OF BROCKVILLE

BY-LAW 80-94

A BY-LAW OF THE CITY OF BROCKVILLE RESPECTING THE  
UPGRADE TO THE LIGHTING SYSTEM AT THE ARTS CENTRE.

WHEREAS pursuant to section 207.58 of the Municipal Act, R.S.O. 1990, c.M45 amended, the council of a local municipality may pass bylaws for acquiring, erecting, altering, maintaining, operating or managing or granting aid for the acquisition, erection, alteration, maintenance, operation or management of monuments, memorial windows, tablets, parks, recreational areas, playgrounds, athletic fields, zoological or other gardens, natural history collections, observatories or works of art, or other places of recreation and amusement, arenas, auditoriums, health or community recreation centres, stadiums, museums, including public historical museums and similar buildings, within or outside the municipality and any such undertaking may be for the purpose of commemorating or honouring persons or events; AND

WHEREAS the existing lighting system is aging and obsolete and the modernization program being undertaken will make this facility a state of the art theatre for the staging of theatrical productions.

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 a three phase programme to upgrade the lighting at the City's Arts Centre be undertaken.

3. THAT the estimated cost of the said undertaking is Ninety Thousand Dollars (\$90,000.) to be financed over a period of four years as undernoted:

	Phase I	\$30,000.	
	Phase II	20,000.	
	Phase III	20,000.	
	Phase IV	20,000.	
		<u>CITY</u>	<u>TOTAL</u>
Upgrading Cost	\$ 90,000.	\$ 90,000.	
	\$ _____	\$ _____	
TOTAL	\$ 90,000.	\$ 90,000.	

4. THAT the Treasurer of the Corporation be and he is hereby authorized to expend the sum of Thirty Thousand Dollars (\$30,000.) for Phase I; Twenty Thousand Dollars (\$20,000.00) for Phase II; Twenty Thousand Dollars (\$20,000.00) for Phase III; Twenty Thousand Dollars (\$20,000.00) for Phase IV; for the purposes aforesaid provided that funding for each phase of the said undertaking be separately authorized by Council in the approved Capital Budget of the Municipality.

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 Ninety Thousand Dollars (\$90,000.) being the total estimated cost of the said works, until and pending completion of said works provided that each phase of the project be separately authorized by Council in the approved Capital Budget of the Municipality.

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

7. THAT By-Law 55-93 is repealed.

GIVEN UNDER THE SEAL OF THE CORPORATION OF  
THE CITY OF BROCKVILLE AND PASSED  
THIS 12th DAY OF April A.D.1993

MAYOR

CLERK

SCHEDULE "A" FORMING PART OF BY-LAW 80-94  
TREASURER'S REPORT  
APPROVALS AND AVAILABILITY OF FUNDS

DATE OF REPORT: APRIL 12, 1994  
NAME OF PROJECT: ARTS CENTRE LIGHTING UPGRADE  
ACCOUNT NO: C7030-PR09 PROJECT: CB1994 - 7.1

APPROVALS

STATUTORY AUTHORITY: Section 207.58, Municipal Act, R.S.O.1990, c.M45 amended  
ESTIMATED LIFE OF ASSET: 15 years LIFETIME OF WORK: 4 Years  
AMOUNT CONTAINED IN CAPITAL BUDGET QUOTA FOR 1994: \$20,000.  
AVAILABILITY OF INTERIM FINANCING: Bank Loan or Loan from Reserve Funds

	<u>FINANCING</u>	
(1) <u>ESTIMATED COST OF PROJECT:</u>	Phase II - 1994	\$ 20,000.
	FINANCING COST	

(1) <u>TOTAL ESTIMATED COST OF PHASE II:</u>	<u>\$ 20,000.</u>
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(2)

	<u>REVENUES:</u>	
CONTRIBUTION FROM CURRENT: PHASE II - 1994		\$ 20,000.
CONTRIBUTION-CAPITAL SURPLUS:		\$
CONTRIBUTION FROM CAPITAL CONTINGENCY		\$
SHORT TERM LOANS:SOURCE:		\$
MISCELLANEOUS CONT:		\$

OWN SOURCE FUNDS & SUBSIDIES IN 1994 CAPITAL BUDGET:	<u>\$ 20,000.</u>
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AMOUNT TO BE DEBENTURED IN	FOR THIS PROJECT	\$
AMOUNT TO BE DEBENTURED IN	FOR THIS PROJECT	\$
TOTAL DEBENTURES TO BE ISSUED:		<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 80-94  
THE CORPORATION OF THE CITY OF BROCKVILLE

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DATE: 1994 04 12

PROJECT NO: CB1994 - 7.1  
ACCOUNT NO: C7030-PR09

REPORT OF THE PROJECT MANAGER  
ON THE CAPITAL PROJECT

NAME OF PROJECT: ARTS CENTRE:  
LIGHTING II

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:

Phase I of a three-phase programme to upgrade the lighting at the Arts Centre.

2. Estimated Cost:

	1994 Budget	Total Proposed Cost Estimate	Previously Adopted Cost Estimate
Construction:	\$ 18 000	\$ 80 000	\$ N/A
Engineering :	\$ 2 000	\$ 10 000	\$
Financing :	\$ -	\$ -	\$
TOTAL:	\$ 20 000	\$ 90 000	\$ N/A

3. Corporation's Statutory Authority to Proceed:

Municipal Act, Chapter M45, Section(s) 207.58 , R.S.O. 1990 as amended.

4. Statutory Authority for Ontario Municipal Board Approval:

N/A

5. Other Approvals Required:

N/A

PROJECT MANAGERS REPORT  
PROJECT NO: CB1994 - 7.1  
ACCOUNT NO: C7030-PR09

PAGE 2 OF 2  
Date: 1994 04 12

6. Lifetime of Work:

10 years

7. Recommended Funding:

	1994 Capital Budget	Total of Proposed Funding	Previously Adopted Funding
Debenture:	\$ -	\$ -	\$ N/A
Contribution from Current:	\$ 20 000	\$ 90 000	\$
Development Charges:	\$ -	\$ -	\$
TOTAL:	\$ 20 000	\$ 90 000	\$ N/A

8. Method of Recovery

Mill rate on all rateable property                      \$ 90 000

Respectfully submitted



W. L. Kelly, Director of Parks & Recreation