

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2009-197

**BEING A BY-LAW TO AUTHORIZE THE TROUT LAKE ROAD
RESURFACING PROGRAM**

WHEREAS the *Municipal Act, 2001* (S.O. 2001, c-25), Section 326 authorizes the Council to pass a by-law for the purposes therein stated;

AND WHEREAS the *Municipal Act, 2001* (S.O. 2001, c-25), Section 401 authorizes the Council to pass a by-law for the purposes herein stated;

AND WHEREAS the Council passed Resolution 2009-603 at its meeting held Monday, September 21, 2009, authorizing the expenditure of funds for the Trout Lake Road Resurfacing Project, being Project #22, with a net debenture cost of \$850,000.00;

NOW, THEREFORE, THE COUNCIL OF THE CORPORATION OF THE CITY OF NORTH BAY HEREBY ENACTS AS FOLLOWS:

1. That the expenditure of \$850,000.00 for the Trout Lake Road Resurfacing Project for the following be hereby authorized:

	<u>Tax Levy Funded</u>	<u>Water Bill Funded</u>	<u>Total</u>
Roadway Resurfacing	\$1,410,601	\$0	\$1,410,601
Storm Sewer	\$285,721	\$0	\$285,721
Sanitary Sewer		\$111,922	\$111,922
Miscellaneous Items	\$106,166	\$7,000	\$113,166
Provisional Items	<u>\$147,104</u>	<u>\$9,700</u>	<u>\$156,804</u>
Construction Contract	\$1,949,592	\$128,622	\$2,078,214
Financing and contingency	<u>\$62,908</u>	<u>\$21,378</u>	<u>\$84,286</u>
	\$2,012,500	\$150,000	\$2,162,500
MTO Connecting Link Subsidy has been approved at 75% of \$1,750,000	<u>\$1,312,500</u>	<u>\$0</u>	<u>\$1,312,500</u>
Net Amount to be Debentured	<u>\$700,000</u>	<u>\$150,000</u>	<u>\$850,000</u>

2. That the Treasurer of the City of North Bay is hereby authorized to borrow from time to time from any bank or person by way of promissory note or notes temporary advances of money to meet the cost of work as aforesaid pending the completion thereof and pending the issue and sale of the debentures hereinafter referred to but in no event shall the aggregate of such borrowings exceed the amount of \$850,000.00 limited in this by-law.
3. Any promissory note or notes issued pursuant to paragraph 2 hereof shall be sealed with the seal of The Corporation of the City of North Bay and signed by the Mayor or Deputy Mayor and the Treasurer of the City of North Bay.
4. That the cost of the works be funded first from the water rates, and if required the balance be funded by debentures to be issued to pay for the cost of such work shall bear interest at such rate as the Council may determine and shall be made payable within fifteen (15) years and shall be a charge against all rateable property in the Urban Service Area of The Corporation of the City of North Bay, to such an extent as to repay the principal and interest on a principal amount not to exceed \$150,000.00.

READ A FIRST TIME IN OPEN COUNCIL THIS 5TH DAY OF OCTOBER, 2009.

READ A SECOND TIME IN OPEN COUNCIL THIS 5TH DAY OF OCTOBER, 2009.

READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THIS 5TH DAY OF OCTOBER, 2009.

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MAYOR VIC FEDELI

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CITY CLERK CATHERINE CONRAD