

**THE CORPORATION OF THE CITY OF NORTH BAY**

**BY-LAW NO. 77-96**

BEING A BY-LAW TO AMEND BY-LAW NO. 100-84,  
AS AMENDED, REGARDING THE RULES & ORDERS  
OF THE MUNICIPAL COUNCIL OF THE CITY OF  
NORTH BAY

WHEREAS a dedicated group of volunteers known as the Heritage Railway Company has constructed and operated a miniature train ride on behalf of the municipality for several years;

AND WHEREAS the Heritage Railway Company has been appointed by Council resolution and Council has approved an annual budget to assist in the programming for the Heritage Railway Company;

AND WHEREAS it is deemed desirable to pass a by-law to establish the terms and conditions of the Heritage Railway Company.

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

1. The Heritage Railway Company is hereby continued. Section 60 of the Procedural By-Law No. 100-84 is hereby amended by adding the following paragraph 4:  
  
"4. The Council may appoint a Committee known as the Heritage Railway Committee according to terms and conditions as set out in Schedule "B" hereto."
2. By-Law No. 100-84 is hereby amended by adding the following Schedule "B":  
  
"(1) The Heritage Railway Company shall consist of at least one member of Council and such other persons as may be appointed by Council from time to time."  
  
"(2) Appointments to the Heritage Railway Company shall be for a term of one (1) year or until the appointment is revoked."
3. The Committee shall promote program and operate the Heritage Railway on lands owned or leased by The Corporation of the City of North Bay of each year, and for such purposes may:
  - (1) Carry out fundraising for the Heritage Railway Company whereby all funds payable to the Heritage Railway Company shall be administered by the Financial Services Department of the City;

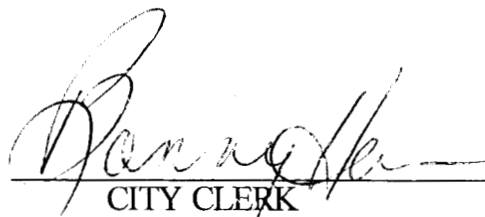
- (2) Develop programs for the Railway for the approval of the Department of Tourism, Parks and Recreation, and keep Council and the Chief Administrative Officer apprised of its activities;
  - (3) Recommend guidelines and procedures to the Council for the benefit of the Heritage Railway Company;
  - (4) Recommend expenditures of funds approved by Council in the annual budget for the Heritage Railway Company.
4.
  - (a) The Company shall establish an annual budget for approval by Council and all revenues and expenses shall be recorded in City accounts and all receipts and disbursements shall be made through the Tourism, Parks and Recreation Department of the City.
  - (b) The operating budget for the Heritage Railway Company shall be applied according to the Purchasing By-Law under the signature of the appropriate municipal staff or with specific by-law approval, as required.
5.
  - (a) Any surplus remaining at the conclusion of operations for the year shall be applied to a reserve fund for use in connection with the Heritage Railway Company upon Council approval and applied only after consultation by the Council with the Heritage Railway Company.
  - (b) In the event a deficit is incurred in the operation of the Heritage Railway Company in any year, such deficit shall be paid firstly from any surplus reserve fund and in any event shall be included in the accounts for the following year.
6. All receipts and expenditures of funds and execution of agreements with respect to the Heritage Railway Company shall be in the name of The Corporation of the City of North Bay.
7. All property acquired in connection with the Heritage Railway Company shall be the property of The Corporation of the City of North Bay.

READ A FIRST TIME IN OPEN COUNCIL THE 6TH DAY OF AUGUST, 1996.

READ A SECOND TIME IN OPEN COUNCIL THE 6TH DAY OF AUGUST, 1996.

READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THIS 6TH DAY OF AUGUST, 1996.

  
MAYOR

  
CITY CLERK