

THE CORPORATION OF THE TOWNSHIP OF MATACHEWAN

BY-LAW NUMBER 2013-10

A BY-LAW TO AUTHORIZE THE SUBMISSION OF AN APPLICATION TO THE MINISTRY OF AGRICULTURE, FOOD AND RURAL AFFAIRS (OMAFRA) FOR FUNDING FROM THE MUNICIPAL INFRASTRUCTURE INVESTMENT INITIATIVE (MIII) FOR CAPITAL ASSISTANCE WITH THE WATER UTILITY OF THE CORPORATION OF THE TOWNSHIP OF MATACHEWAN (THE "MUNICIPALITY"); AND TO APPROVE THE EXPENDITURE OF FUNDS ON SAID ELIGIBLE PROJECTS;

WHEREAS the *Municipal Act, 2001* (Ontario), as amended, (the "Act") provides that a municipal power shall be exercised by by-law unless the municipality is specifically authorized to do otherwise;

AND WHEREAS the Province of Ontario announced an investment of nearly \$90 million in funding for capital projects to eligible Ontario municipalities;

AND WHEREAS on behalf of the Province of Ontario, OMAFRA will be administering the MIII Initiative to eligible Ontario municipalities for the purposes of eligible projects;

AND WHEREAS it is now deemed to be expedient to authorize for the municipal purposes of the Municipality expenditures in the amount of approximately \$2 million in funding;

AND WHEREAS OMAFRA has invited eligible Ontario municipalities desirous of obtaining funding pursuant to the MIII Initiative in order to meet capital expenditures in connection with the Health and Safety of the Municipality's water utility to make application to MIII for such funding by completing and submitting an application on the form provided (the "**Application**");

AND WHEREAS the Township of Matachewan has submitted an Expression of Interest and an application to OMAFRA to request funding from the MIII;

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE TOWNSHIP OF MATACHEWAN ENACTS AS FOLLOWS:

1. The Council of the Municipality hereby confirms, ratifies and approves the completion by the CAO-Clerk-Treasurer of an Application and the submission by such authorized official of an Application, duly executed by such authorized official, to OMAFRA for the funding of the water utility for the purposes of the MIII Initiative in the maximum aggregate principal amount of \$1,800,000.00 (the "Funding").


- (a) Capital costs in the amount of the respective estimated Authorized Expenditure of approximately \$200,000.00 are hereby approved and authorized;
- (b) Any one or more of the Reeve and the CAO-Clerk-Treasurer are hereby authorized to conclude contracts on behalf of the Municipality for the projects in accordance with the Municipality's usual protocol;
- (c) Where applicable, the Engineer of the Municipality (AECOM) will forthwith make such plans, profiles and specifications and furnish such information as in the opinion of the Engineer is necessary; and
- (d) Where applicable, all capital projects shall be carried on and executed under the superintendence of the Ontario Clean Water Agency (OCWA) and according to the direction and orders of the Ministry of Environment (MOE.)


The Council of the Municipality hereby confirms that the Funding will be applied and shall be used exclusively for financing those projects eligible under the Mill Initiative and for no other purposes.

Furthermore, Council hereby declares and certifies that to the best of our knowledge and ability, the information submitted in the Expression of Interest is factually accurate; and the municipality is committed to, and is currently developing a comprehensive asset management plan that includes all of the information and analysis described in *Building Together: Guide for Municipal Asset Management Plans* to be completed by December 31, 2013.

This By-law takes effect on the day of passing.

READ A FIRST, SECOND, AND THIRD TIME AND FINALLY ENACTED AND PASSED IN OPEN COUNCIL THIS 3<sup>rd</sup> DAY OF APRIL, A. D. 2013. SIGNED, SEALED AND NUMBERED 2013-10.

  
Beverley Hline  
Reeve

  
Andrew Van Oosten  
CAO-Clerk-Treasurer