

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2011-46

**A BY-LAW TO AUTHORIZE THE
RESIDENTIAL STREET REHABILITATION
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 2011-129 at its meeting held Tuesday, February 22, 2011, authorizing the Residential Street Rehabilitation Program being 2011 Engineering, Environmental & Works' Capital Budget Line No. 61 (Project No. 6005RD/ST), with a net debenture cost of \$258,000.00 and 2011 Water and Sanitary Sewer Capital Budget Line No. W44 (Project No. 6005RD/ST), with a net debentured cost of \$258,000.00 for total of \$516,000.00 net debentured costs.

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

1. That the expenditure of \$516,000.00 for the Residential Street Rehabilitation Program, the following be hereby authorized:

Water and Sanitary Sewer Contract Costs	\$245,100.00
Road and Storm Sewer Contract costs	\$245,100.00
Financing Costs	<u>25,800.00</u>

Net Amount to be Debentured	\$516,000.00
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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 \$516,000.00 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 in the amount of \$258,000.00 (Item W#44) be funded first from the water and sanitary sewer rates, and if required the balance be funded by debentures to be issued to pay for the cost of such work.
5. That the 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 ten (10) 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 the principal and interest payments are not recovered from the water and sanitary sewer rates.

READ A FIRST TIME IN OPEN COUNCIL THIS 7TH DAY OF MARCH, 2011.

READ A SECOND TIME IN OPEN COUNCIL THIS 7TH DAY OF MARCH, 2011.

READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THIS 7TH DAY OF MARCH, 2011.

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MAYOR ALLAN McDONALD

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DEPUTY CITY CLERK KAREN McISAAC