

THE CORPORATION OF THE MUNICIPALITY OF TEMAGAMI

BY-LAW NO. 06-665

Being a by-law to authorize the Mayor and Chief Administrative Officer/Clerk to execute an Agreement with the Northern Ontario Heritage Fund for upgrades to the Water Treatment Facilities.

WHEREAS under Section 8 of the Municipal Act, 2001, S.O., 2001, c.25, as amended, a municipality has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under this or any other act;

AND WHEREAS under section 401 (1) of the Municipal Act, 2001, S.O., 2001, c.25, as amended, subject to this or any other Act, a municipality may incur a debt for municipal purposes, whether by borrowing money or in any other way, and may issue debentures and prescribed financial instruments and enter prescribed financial agreements for or in relation to the debt.

NOW THEREFORE the Council of the Corporation of the Municipality of Temagami hereby enacts as follows:

1. That the Mayor and the Chief Administrative Officer are hereby authorized and directed to execute the agreement attached hereto as Schedule "A" to this bylaw.
2. This bylaw shall come into force and take effect on the 13th day of July, 2006.

BE TAKEN AS READ A FIRST time on this 13th day of July, 2006.

READ A SECOND AND THIRD time and finally passed this 13th day of July, 2006.


MAYOR


CAO/Clerk



Ontario

Northern Ontario
Heritage Fund

Fonds du patrimoine
du Nord de l'Ontario

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June 23, 2006

NOHFC # 27053

Mr. Brian Koski
CAO/Clerk
Municipality of Temagami
PO Box 220
Temagami, ON P0H 2H0

Dear Mr. Koski

This letter is to signify our agreement to amend the funding agreement previously made between the Municipality of Temagami and NOHFC, which was made effective August 17, 2004.

Section 2 is amended to reflect the termination date extension to December 31, 2006.

Section 3.1(a) is deleted and replaced by the following:

3.1 a) NOHFC's contribution is limited to reimbursement of approximately Sixteen and sixty-seven hundredths per cent (16.67%) of the expenditures on eligible project costs up to the maximum under the agreement of Seven hundred forty-three thousand eight hundred and eighty-four dollars (\$743,884) payable as a conditional contribution.

Schedule C is deleted and the amended Schedule C attached to this letter is substituted in its place.

All other terms and conditions of the amended agreement remain in full force and effect.

Please sign both copies of this letter and return one to me at your earliest convenience. The other may be kept for your files.

Sincerely,

Aime J. Dimatteo
Executive Director

Attached is amended Schedules C.

Accepted on behalf of the Municipality of Temagami by its duly authorized officer(s):

Signature

Date: JUL 14 / 06

Name: BRIAN KOSKI

Position: CAO

SCHEDULE C-27053

(revised June 2006)

Project Costs

Round off to the nearest \$100			
Activity	Eligible Costs	Ineligible Costs	Total Costs
Engineering study report/raw water characterization study	\$58,681		\$58,681
Construction approved cost	\$4,405,066		\$4,405,066
Total:			\$4,463,747

Project costs should include non-refundable GST only. If a portion of the GST will be reimbursed, indicate what percentage is refundable. (Note that refundable taxes should not be treated as an eligible expenditure)

Project Financing

	Financing Type*	Activities Funded (if applicable)	Eligible Costs	Ineligible Costs	Total Funding
NOHFC	Conditional contribution		\$743,884		\$743,884
OSTAR					
Federal Gov't	Conditional contribution		\$904,411	Note federal shortfall*	\$904,411
Provincial Gov't	Conditional contribution		\$1,507,625		\$1,507,625
Municipal Share	Cash		\$1,307,827		\$1,307,827
TOTAL					\$4,463,747
NOHFC as % of total project costs					16.67%

* **Note 1** - Federal contribution is based on an eligible capital cost of \$2,713,232, resulting in a federal shortfall of \$563,944 towards this project.

Cashflow Forecast

YEAR	APRIL - SEPTEMBER	OCTOBER - MARCH
Disbursement to May/06 \$416,709		
2006/07	\$150,000	\$177,175