

Bill No. 59  
2014

By-law No. A.-7061-45

A by-law to authorize and approve an Enterprise License Agreement with ESRI Canada Inc. and to authorize the Chief Technology Officer to execute the Agreement and other related documents.

WHEREAS subsection 5(3) of the *Municipal Act, 2001* provides that a municipal power shall be exercised by by-law;

AND WHEREAS section 9 of the *Municipal Act, 2001* S.O. 2001, c.25 provides that 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 sections 9 and 10 and 23.1 through 23.5 of the *Municipal Act, 2001* authorize a municipality to delegate its powers and duties under this or any other Act to a person or body;

AND WHEREAS Council has passed By-law A-6151-17 to implement a policy for the “Delegation of Powers and Duties” that provides any delegation of a power or duty shall be by by-law;

AND WHEREAS Council wishes to enter into an Enterprise License Agreement with ESRI Canada Inc. to qualify for obtaining unlimited end user licenses for most ESRI products

NOW THEREFORE the Municipal Council of The Corporation of the City of London enacts as follows:

1. The Agreement attached as Appendix “A” to this by-law, being a Enterprise License Agreement between The Corporation of the City of London and ESRI Canada Inc. is hereby authorized and approved.
2. The Chief Technology Officer is hereby authorized to execute the Enterprise License Agreement authorized and approved in part 1, above, and such other documents and agreements as may be required in furtherance of the acquisition of deliverables with ESRI Canada Inc., including any necessary Acknowledgements to Her Majesty the Queen in Right of Ontario, on the condition that the documents and agreements do not require additional funding beyond that provided for in the City’s current budget, are to the satisfaction of the City Solicitor and Manager of Risk Management to the extent that they make provision for an indemnity to be given by the City, and to the extent that any agreement or document provides for confidentiality, the agreement or document must conform to applicable Ontario legislation.
3. This by-law shall come into force and effect on the day it is passed.

PASSED in Open Council on January 14, 2014.

Joe Fontana  
Mayor

Catharine Saunders  
City Clerk

First reading - January 14, 2014  
Second reading - January 14, 2014  
Third reading - January 14, 2014