

Bill No. 484  
2014

By-law No. A.-\_\_\_\_\_

A by-law to establish the Police Vehicle and Equipment Replacement Reserve Fund and to repeal the London Police Services Vehicle Replacement Reserve Fund, By-law No. A.-6391-237.

WHEREAS section 9 of the *Municipal Act, 2001*, as amended, provides that a municipality has all of the rights, powers and privileges of a natural person;

AND WHEREAS subsection 10(1) of the *Municipal Act, 2001*, as amended, provides that a municipality may provide any service or thing that the municipality considers necessary or desirable for the public;

AND WHEREAS subsection 10(2) of the *Municipal Act, 2001*, as amended, provides that a municipality may pass by-laws respecting the financial management of the municipality (paragraph 3) and services or things that the municipality is authorized to provide under subsection 10(1) (paragraph 7);

AND WHEREAS section 417 of the *Municipal Act, 2001*, as amended, provides that a municipality may establish a reserve fund for any purpose for which it has authority to spend money;

AND WHEREAS section 39(3) of the *Police Services Act, R.S.O. 1990, c. P. 15*, as amended, provides that the Municipal Council of The Corporation of the City of London shall establish an overall budget for the London Police Services Board for the purposes described in subsections (1) a) and (b) of section 39, including for the purpose of maintaining the London Police Force;

AND WHEREAS The London Police Force is maintained, in part, by the spending of money on vehicles for use by it;

AND WHEREAS the Municipal Council of the Corporation of the City of London considers the establishment of a Police Vehicle and Equipment Replacement Reserve Fund necessary and desirable for the public;

AND WHEREAS it is desirable to repeal and replace the London Police Service Vehicle Replacement Reserve Fund with a new Reserve Fund to provide a source of funding for both Vehicle and Equipment Replacement;

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

1. A reserve fund is hereby established to be known as the Police Vehicle and Equipment Replacement Reserve Fund (hereinafter called the "Fund").
2. The monies standing in the Fund shall be used by The Corporation of the City of London (the "Corporation") for purpose of purchasing and replacing vehicles and equipment for use by the London Police Force.
3. The Managing Director, Corporate Services and City Treasurer, Chief Financial Officer shall deposit into the Fund all funds allocated by the Council for the replacement of vehicles and equipment used by the London Police Force and all funds received by the London Police Services Board from the sale or disposition of vehicles used by the London Police Force.
4. Any subsequent monies raised through the annual property tax levy to be used as a contribution to the Fund shall be deposited to the Fund by the Managing Director, Corporate Services and City Treasurer, Chief Financial Officer.
5. The Managing Director, Corporate Services and City Treasurer, Chief Financial Officer or written designate is authorized to allocate funds from the Fund.

6. The Managing Director, Corporate Services and City Treasurer, Chief Financial Officer may invest the monies standing in the Fund in such securities as are permitted under subsection 418(1) of the *Municipal Act, 2001*, as amended, and in so doing, may consolidate the monies standing in the Fund with other funds that the Corporation may hold from time to time provided that any earnings derived from the monies standing in the Fund shall accrue to and form part of the Fund.

7. Notwithstanding that provision may not be made by the Council in the estimates of the current or any subsequent year for contributions to the Fund, it shall continue and be maintained, and the Council shall always be taken as considering the Fund as necessary so long as this by-law continues in force.

8. By-law No. A.-6391-237 entitled "A by-law to establish the London Police Service Vehicle Replacement Reserve Fund" passed by Council on July 27, 2009 is hereby repealed. The monies standing in the London Police Service Vehicle Replacement Reserve Fund be transferred to the Fund.

9. This by-law comes into force and effect on the day it is passed.

PASSED in Open Council on October 14, 2014.

J. Baechler  
Mayor

Catharine Saunders  
City Clerk

First Reading - October 14, 2014  
Second Reading - October 14, 2014  
Third Reading - October 14, 2014