

Bill No. 144
2012

By-law No. A.-

A by-law to raise the amount required for the purposes of The London Downtown Business Association Improvement Area Board of Management for the year 2012 in accordance with section 208 of the *Municipal Act, 2001*.

WHEREAS subsection 5(3) of the *Municipal Act, 2001* S.O. 2001, c.25, as amended, provides that a municipal power shall be exercised by by-law;

AND WHEREAS section 9 of the *Municipal Act, 2001* 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 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-law 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 By-law CP-2, as amended, provides for an improvement area to be known as the London Downtown Business Association Improvement Area and to establish a Board of Management for it known as The London Downtown Business Association Improvement Area Board of Management;

AND WHEREAS subsection 208(1) of the *Municipal Act, 2001* provides that Council shall annually raise the amount required for the purposes of The London Downtown Business Association Improvement Area Board of Management;

AND WHEREAS section 23 of the *Municipal Act, 2001* provides that without limiting sections 9, 10 and 11 those sections authorize a municipality to delegate its powers under the *Municipal Act, 2001*;

AND WHEREAS it is deemed expedient to pass this by-law;

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

1. That the budget for the 2012 fiscal year submitted by The London Downtown Business Association Improvement Area Board of Management in the amount of \$881,325 attached as Schedule "A", which includes a City of London Levy in the amount of \$850,025, is approved.
2. The amount to be raised by the Corporation for the 2012 fiscal year for the purposes of The London Downtown Business Association Improvement Area Board of Management and pursuant to subsection 208(1) of the *Municipal Act, 2001* is \$933,025.
3. A special charge is established for the amount referred to in section 2 of this by-law by a levy in accordance with By-law CP-2, as amended.
4. The special charge referred to in section 3 of this by-law shall have priority lien status and shall be added to the tax roll pursuant to subsection 208(7) of the *Municipal Act, 2001*.
5. The administration of this by-law is delegated to the City Treasurer who is hereby authorized and directed to do such things as may be necessary or advisable to carry out fully the provisions of this by-law.
6. This by-law comes into force on the day it is passed.

PASSED in Open Council on April 10, 2012.

Joe Fontana
Mayor

Catharine Saunders
City Clerk

Schedule A

Revenue Overview

LDBA Revenue Detail:	2011 Revised Budget	2011 Actuals	Surplus (Deficit)	2012 Proposed Budget	Increase / (Decrease) over 2011
Total City of London Levy	900,332	900,332	0	933,025	32,693
Allowance for vacancy rebates	(83,000)	(83,000)	0	(83,000)	0
<i>Net City of London Levy</i>	<i>817,332</i>	<i>817,332</i>	<i>0</i>	<i>850,025</i>	<i>32,693</i>
Tax Write offs	(8,000)	(10,990)	(2,990)	(8,000)	0
LDBA Reserve Drawdown	69,548	0	(69,548)	32,300	(37,248)
Interest Income	2,000	2,396	396	2,000	0
Superguide Government Funding	8,000	8,000	0	5,000	(3,000)
Total LDBA Revenue Budget	888,880	816,738	(72,142)	881,325	(7,555)

Expenditure Overview

LDBA Expenditure Detail:	2011 Revised Budget	2011 Actuals	Surplus (Deficit)	2012 Proposed Budget	Increase / (Decrease) over 2011
<u>Administration</u>					
Telephone	2,000	2,069	(69)	3,550	1,550
Training / Conferences	3,700	1,542	2,158	5,700	2,000
Subscriptions / Memberships	1,700	958	742	1,700	0
Legal & Audit	3,000	2,099	901	3,000	0
Insurance	4,800	4,100	700	0	(4,800)
Board Development & Expenses	1,200	740	460	1,200	0
Misc Expense	500	512	(12)	820	320
Depreciation Expense Furniture/Phone	0	2,306	(2,306)	0	0
Total Administration	16,900	14,326	2,574	15,970	(930)
<u>Rent</u>					
Rent and Hydro	55,800	46,044	9,756	53,000	(2,800)
Move	50,000	0	50,000	0	(50,000)
Total Rent	105,800	46,044	59,756	53,000	(52,800)
<u>Member Services</u>					
Graffiti Removal	35,000	32,400	2,600	37,000	2,000
Downtown Beautification	14,000	13,934	66	10,800	(3,200)
Clean and Safe	0	0	0	20,000	20,000
Downtown Consulting	5,000	1,669	3,331	2,000	(3,000)
Annual General Meeting	5,000	10,670	(5,670)	10,000	5,000
Communications & Marketing	56,000	51,078	4,922	54,000	(2,000)
WinterFest	0	0	0	7,500	7,500
Wi-Fi Project	0	0	0	18,000	18,000
Merchant Workshops	0	0	0	2,800	2,800
Ontario Business Improvement Area Association Conference Host	8,300	8,289	11	0	(8,300)
Total Member Services	123,300	118,039	5,261	162,100	38,800
<u>Business Development</u>					
Festivals MainStreet London	130,000	117,212	12,788	100,000	(30,000)
Promo Downtown Dollars	10,500	10,500	0	30,000	19,500
MainStreet Sponsorship	307,380	307,380	0	316,800	9,420
MainStreet Aboutface Sponsorship	130,000	130,000	0	130,000	0
<i>Total MainStreet Funding</i>	<i>437,380</i>	<i>437,380</i>	<i>0</i>	<i>446,800</i>	<i>9,420</i>
Downtown Issues	500	4,092	(3,592)	500	0
Public Art	12,000	0	12,000	16,000	4,000
Superguide Program	39,000	34,649	4,351	41,750	2,750
Miscellaneous	1,000	1,422	(422)	1,205	205
Depreciation Expense - Metal Trees	0	22,716	(22,716)	0	0
Total Business Development	630,380	627,970	2,410	636,255	5,875
HST	12,500	2,328	10,172	14,000	1,500
Total LDBA Expenditure Budget	888,880	808,707	80,173	881,325	(7,555)
Net Before Contribution to Operating Surplus Fund	0	8,031	(8,031)	0	0
Draw from (Contribution to) Operating Surplus Fund	0	(8,031)	8,031	0	0
Net	0	0	0	0	0

Note: all figures subject to audit.