

Bill No. 145
2012

By-law No. A.-

A by-law to raise the amount required for the purposes of The Old East Village Business 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-1, as amended, provides for an improvement area to be known as the Old East Village Business Improvement Area and to establish a Board of Management for it known as The Old East Village Business 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 Old East Village Business 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 Old East Village Business Improvement Area Board of Management in the amount of \$387,990 attached as Schedule "A", which includes a City of London Levy in the amount of \$14,781, is approved.
2. The amount to be raised by the Corporation for the 2012 fiscal year for the purposes of The Old East Village Business Improvement Area Board of Management and pursuant to subsection 208(1) of the *Municipal Act, 2001* is \$15,781.
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-1, 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

Catherine Saunders
City Clerk

First Reading – April 10, 2012
Second Reading – April 10, 2012
Third Reading – April 10, 2012

Schedule A

Old East Village Business Improvement Association
2012 Proposed Budget
with 2011 Comparators

Revenue Overview

OEVBIA Revenue Detail:	2011 Revised Budget	2011 Actuals	Surplus (Deficit)	2012 Proposed Budget	Increase / (Decrease) over 2011
Total City of London Levy	14,781	14,781	0	15,781	1,000
Allowance for vacancy rebates	0	0	0	(1,000)	(1,000)
<i>Net City of London Levy</i>	<i>14,781</i>	<i>14,781</i>	<i>0</i>	<i>14,781</i>	<i>0</i>
Interest Income	0	78	78	0	0
Tax Levy Write Offs, Reductions and Supplementaries	0	21	21	0	0
City of London Funding	106,102	106,102	0	106,102	0
Creative Cities Funding	2,539	0	(2,539)	2,539	0
Funding from the Ministry of Training, Colleges and Universities (MTCU) (1)	294,465	160,820	(133,645)	207,261 ²	(87,204)
In-Kind Donations	41,560	30,000	(11,560)	13,000	(28,560)
Prior Year Surplus	17,545	0	(17,545)	43,002	25,457
Miscellaneous Revenue	0	2,195	2,195	1,305	1,305
Total OEVBIA Revenue	476,992	313,997	(162,995)	387,990	(89,002)

Expenditure Overview

OEVBIA Expenditure Detail:	2011 Revised Budget	2011 Actuals	Surplus (Deficit)	2012 Proposed Budget	Increase / (Decrease) over 2011
Administration (3)	4,000	13,057	(9,057)	4,500	500
Advertising, Marketing & Promotion	4,303	738	3,565	14,500	10,197
Beautification	5,000	3,113	1,887	5,000	0
Special Projects	19,089	682	18,407	24,855	5,766
Equipment / Building Allowance for Upgrades, Maintenance & Repairs	2,473	228	2,245	3,724	1,251
Salary & Benefits	214,684	126,515	88,169	135,998	(78,686)
Office Rental	13,560	11,500	2,060	7,215	(6,345)
Telephone	7,000	3,159	3,841	3,600	(3,400)
Travel	7,600	1,635	5,965	6,975	(625)
Printing & Communications	11,500	2,664	8,836	9,990	(1,510)
Financial Audits	1,500	1,300	200	1,500	0
Training, Education and Development	3,710	2,202	1,508	2,769	(941)
Purchased Services	157,941	122,501	35,440	156,372	(1,569)
Operating Supplies and Costs	3,000	1,550	1,450	2,608	(392)
Community Initiatives	11,575	6,378	5,197	8,384	(3,191)
Start-Up Costs (4)	9,530	0	9,530	0	(9,530)
Miscellaneous Expenditure	527	0	527	0	(527)
Total OEVBIA Expenditures	476,992	297,222	179,770	387,990	(89,002)
Net Before Draw from/(Contribution to) Operating Fund	0	16,775	(16,775)	0	0
Draw from/(Contribution to) Operating Fund	0	(16,775)	16,775	0	0
Net	0	0	0	0	0

Notes: (1) Received \$294,465 in funding from the MTCU in 2011, of which \$160,820 was realized in 2011, noting that \$5,199 was used for the purchase of capital assets, and \$133,645 was recognized as deferred revenue because corresponding expenditures were not incurred. These expenditures are expected to occur in 2012.

(2) Includes anticipated 2012 MTCU funding of \$73,616 and the recognition of \$133,645 in deferred revenue from 2011.

(3) Administration expenditures include Amortization, Gain/(Loss) on Disposition of Assets and HST.

(4) The purchase of capital assets occurred in 2011. The assets were capitalized on the balance sheet and were therefore not expensed in 2011.

(5) All figures subject to audit.