



## **The Corporation of the County of Essex**

### **By-Law Number 15-2018**

#### **A By-law Authorizing the Allocation of Funds to the Lower Tier Municipalities in the County of Essex, being the Towns of Amherstburg, Essex, Kingsville, Lakeshore, LaSalle, Tecumseh and The Municipality of Leamington in Accordance with Section 6.2 of the Agreement with The Association of Municipalities of Ontario for the Transfer of Federal Gas Tax Funds.**

Capitalized terms used in this By-law and not defined below shall have the meanings ascribed to them in the Municipal Funding Agreement.

Whereas The Corporation of the County of Essex (the "Upper-tier Municipality") has entered into the agreement with The Association of Municipalities of Ontario ("AMO") for the transfer of federal gas tax funds under Section 161 of Keeping Canada's Economy and Jobs Growing Act (the "Municipal Funding Agreement");

And Whereas Section 6.1 of the Municipal Funding Agreement provides that AMO will allocate the Funds to Recipients on a per capita basis with allocations made on a 50:50 basis to Upper Tier Municipalities and Lower Tier Municipalities, where they exist;

And Whereas Section 6.2 of the Municipal Funding Agreement further provides that where a Recipient decides to allocate Funds to another Eligible Recipient, it must be done by by-law. The by-law must be passed by the Recipient's council and submitted to AMO as soon thereafter as practicable. The by-law will identify the Eligible Recipients and the amounts of Funds the Eligible Recipients will receive for that Municipal Fiscal Year;

And Whereas Subsection 6.2.b. of the Municipal Funding Agreement further provides that in the case of a Recipients transferring Funds the Recipients are still required to submit an Annual Expenditure Report as per Subsections 7.1.a., c. and f. of the Municipal Funding Agreement. The Eligible Recipients are responsible for all other provisions of Sections 7.1 and 7.2 of the Municipal Funding Agreement;

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And Whereas the Upper-tier Municipality constitutes a Recipient under the Municipal Funding Agreement and the Upper-tier Municipality has indicated that it is willing to allocate a specified percentage of Funds transferred by AMO to the Upper-tier Municipality, to each of the seven lower-tier municipalities (the "Eligible Recipients") in accordance with Section 6.2 of the Municipal Funding Agreement, more specifically on the basis set out in Schedule "A" attached hereto and forming part of this By-law (Schedule "A");

Now therefore the Council of the Corporation of the County of Essex hereby enacts as follows:

- 1) That the allocation of Funds to the Eligible Recipients in accordance with Section 6.2 of the Municipal Funding Agreement, more specifically on the basis set out in Schedule "A", be and is hereby authorized.
- 2) That the Eligible Recipients will receive the amount specified in accordance with Schedule "A", for the 2018 Municipal Fiscal Year.
- 3) This By-law shall come into force and take effect after the final passing.

**Read a first, second and third time and Finally Passed this 7<sup>th</sup> day of March, 2018.**

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Tom Bain, Warden

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Mary S. Birch, Clerk

**Clerk's Certificate**

I, Mary S. Birch, Clerk of the Corporation of the County of Essex, do hereby certify that the foregoing is a true and correct copy, in PDF format, of **By-law Number 15-2018** passed by the Council of the said Corporation on the **7th**, day of **March 2018**.

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Mary S. Birch, Clerk  
Corporation of the County of Essex

**Schedule "A"**  
**Schedule of Allocated Fund Payments**

<b>Eligible Recipient's Name</b>	<b>Percentage of Funds Allocated</b>	<b>Allocated Funds for the Year 2018</b>	<b>July Payment</b>	<b>November Payment</b>
Amherstburg	7.28%	\$411,947.51	\$205,973.76	\$205,973.75
Essex	6.62%	\$374,567.23	\$187,283.62	\$187,283.61
Kingsville	7.21%	\$408,240.06	\$204,120.03	\$204,120.03
Lakeshore	11.66%	\$660,193.86	\$330,096.93	\$330,096.93
LaSalle	9.67%	\$547,384.15	\$273,692.08	\$273,692.07
Leamington	9.59%	\$542,797.58	\$271,398.79	\$271,398.79
Tecumseh	7.97%	\$451,200.63	\$225,600.32	\$225,600.31

Total allocated Federal Gas Tax Funds from The Corporation of the County of Essex to the seven Lower-Tier Municipalities for 2018 - \$3,396,331.02.