

Saunders, Michele CSCD:EX

From: Tracey Butler [TraceyButler@rossland.ca]
Sent: Monday, April 4, 2011 8:59 AM
To: Saunders, Michele CSCD:EX
Cc: Victor Kumar
Subject: RE: C of A Request on Bylaw No. 2493

Hi Michele,

We are not really worried about this because this project is proceeding very slowly and we will not need the funds till 2012 (possible 2013) so we will rerun the AAP process when we have completed the engineering and have a better sense of costs. So as far as Bylaw 2493 we can cancel the request for the certificate of approval. If you need something else from me please let me know.

Thank you.

Tracey Butler
 Corporate Officer, City of Rossland
 (250)362-2321
 Fax (250)362-5451
www.rossland.ca

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From: Saunders, Michele CSCD:EX [mailto:Michele.Saunders@gov.bc.ca]
Sent: Friday, April 01, 2011 2:33 PM
To: Tracey Butler
Subject: C of A Request on Bylaw No. 2493

Hi Tracey,

Further to our conversation today, it appears that the City of Rossland did not meet the legislative requirements of the AAP process for bylaw No. 2493. Section 86 (3)(a) of the *Community Charter* states that council must "establish the deadline for receiving elector responses, which must be at least 30 days after the second publication of the notice (of alternative approval process)." According to the Corporate Officer's Certificate that you have sent to us, the second notice for the AAP was published on January 13th, yet the deadline for receiving elector responses was set for February 10th. This date should have been set for February 14th (the 13th was a Sunday).

I realize it is only short by a couple of days, however it is a legislative requirement, and as such, this bylaw could potentially be challenged in the courts. Section 94's reference to "alternative means" says that if the publication requirements cannot be met (ie, if something cannot be published in a newspaper that is distributed at least weekly), the notice may be given by an alternative means as long as the notice is still given "within the same time period as required for publication, and with the same frequency".

I would recommend that you seek legal advice on the matter.

I look forward to hearing back from you.

Best regards,
 michele

Leduc, Danine CSCD:EX

From: Craig, Joshua CSCD:EX
Sent: Thursday, January 31, 2013 4:28 PM
To: Soldera, Talitha CSCD:EX
Subject: FW: Loan Authorization Bylaw #2493 - City of Rossland
Attachments: #18 - Columbia Washington Upgrade (revised).pdf; 2010 - 2014 Capital Projects.pdf

Hi Talitha,

I reviewed the Rossland LA bylaw for which there is an FOI request. I called Debra Timm to request a corrected LSLC and a capital plan and below is her response to me. This is the only correspondence about this bylaw that I have.

Please contact me if you have questions or require more information,

Regards,

Joshua Craig, CGA
Financial Analyst
Local Government Support
Ministry of Community, Sport and Cultural Development
Ph: (250) 356-0439 Fax (250) 356-1873
Joshua.Craig@gov.bc.ca

From: Deb Timm [<mailto:dtimm@rossland.ca>]
Sent: Wednesday, January 5, 2011 9:44 AM
To: Craig, Joshua CSCD:EX
Subject: Loan Authorization Bylaw #2493 - City of Rossland

Hi Josh,

Attached are the documents that we discussed on the telephone. I have highlighted the Columbia Avenue and Washington Street projects in the capital plan for your easy reference.

Let us know if you require any further information.

Have a great day, Deb

Debra Timm, CGA
Manager of Finance

City of Rossland
dtimm@rossland.ca

1899 Columbia Ave
P.O. Box 1179
Rossland, BC V0G 1Y0
Work: (250) 362-2323
Fax: (250) 362-5451

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**City of Rossland
2010 - 2014 Capital Projects
5 Year Plan**

Updated January 21, 2010

Department & Project Name	PROJECT ID#	2010	2011	2012	2013	2014	Grant	Debt	Funding for 2010 Prop Tax	DCC's	Reserves
<u>CITY HALL CAPITAL</u>											
Water Meter Incentive Program		120,000	120,000	-	-	-	120,000				-
Roof Replacement & HVAC system		90,000	-	-	-	-	40,000		50,000		-
TOTAL CITY HALL CAPITAL		210,000	120,000	-	-	-	160,000	-	50,000	-	-
<u>ROAD CAPITAL</u>											
Hwy 22 - Columbia Ave. to Leroi Ave	GEN 09-01	66,000						66,000			
HWY 22 - Pinewood Ave to Thompson Ave.	GEN 09-02	67,000						67,000			
Columbia Ave - Monita to Nevada	GEN 09-03	42,000						42,000			
Retaining Wall Rebuild - Dunn Crescent	GEN 09-05	33,000							33,000		
Columbia Ave - Cliff St to Miners Hall	GEN 09-09		200,000								
Finish paving on Spokane between Thompson & Victoria	GEN 2007-01	29,000		* carry forward from 2009							29,000
Cook Avenue (Spokane to Washington)	GEN 2007-4				112,030						
Spokane (1st to 3rd)	GEN 2007-3			315,000							
Columbia Ave general funded improvements	GEN 2007-9		850,000								
Washington St. Hwy 3B to Columbia - complete reconstruct	GEN 2007-12	-		-	-	3,370,000					
Columbia & Washington intersection - lane marking (DCC)	GEN 2007-13		9,100	-		-					
TOTAL ROAD CAPITAL		237,000	1,059,100	315,000	112,030	3,370,000	-	175,000	33,000	-	29,000
<u>DRAINAGE CAPITAL</u>											
Columbia Ave general funded improvements	GEN 2009-7		150,000								
Thompson Avenue - replace culverts	GEN 2007-2		-	-	49,000						
Nevada Street (Victoria to Cooke) storm system	GEN 2007-5	-	-			110,000					
TOTAL DRAINAGE CAPITAL		-	150,000	-	49,000	110,000	-	-	-	-	-
<u>EQUIPMENT CAPITAL</u>											
Crane for hiab				27,000							
Dump box - Unit 53				20,000							
Vactor Truck	GEN 09-07	323,000						160,000			163,000
Loader (lease finance - & trade in - net of trade in)			130,000								
Loader (lease finance - & trade in - net of trade in)				130,000							
Pickups (1 new or 2 good used)			25,000								
Grader (lease finance - net of trade in)						200,000					
Sweeper											220,000
Snowblower					130,000						
Snowblower engine			23,000								
New Tractor			30,000								
Tractor Attachments				15,000							
1 ton utility truck				65,000							
TOTAL EQUIPMENT CAPITAL		323,000	208,000	257,000	330,000	220,000	-	160,000	-	-	163,000

**City of Rossland
2010 - 2014 Capital Projects
5 Year Plan**

Updated January 21, 2010

Department & Project Name	PROJECT ID#	2010	2011	2012	2013	2014	Grant	Debt	Funding for 2010 Prop Tax	DCC's	Reserves
<u>TRANSPORTATION-STEP/SIDEWALK CAPITAL</u>											
Sidewalk - 1st Ave from Washington to Spokane (Phase I)	GEN 2007-18		-	-	29,000						
Sidewalk - 1st Ave from Washington to Spokane (Phase II)	GEN 2007-19		-	-	31,000						
Columbia Avenue General Funded Improvements			650,000								
TOTAL STEP/SIDEWALK CAPITAL		-	650,000	-	60,000	-	-	-	-	-	-
<u>OTHER TRANSPORTATION CAPITAL</u>											
Replace fuel tanks at PW yard	GEN 09-04	42,000							42,000		
Complete repairs to Carshed	GEN 09-06	16,000	-	-					16,000		
Retaining Walls (2 x \$12,000) with the remainder to reserve		30,000	30,000	30,000	30,000	30,000			30,000		
Service Lot 41	GEN 2007-7					91,000					
Retaining Wall Rebuild - 1st & Queen	GEN 09-15			200,000							
TOTAL OTHER CAPITAL		88,000	30,000	230,000	30,000	121,000	-	-	88,000	-	-
<u>RECREATION - BUILDINGS</u>											
Miners' Hall upgrades reserve		50,000	50,000	50,000	50,000	50,000			50,000		
Arena Roof replacement & upgrades		1,200,000									
Rossglen Museum - multiple projects		22,500									
TOTAL RECREATION - BUILDINGS		1,272,500	50,000	50,000	50,000	50,000	-	-	50,000	-	-
<u>RECREATION - PARKS</u>											
Tourism signage - RMTT funded		20,000	22,000	22,000			20,000				
Tennis Court Retaining Wall			60,000								
Jubilee Park - fencing			20,000								
Nickleplate Park - sprinkler system			12,000								
Nickleplate Park - fencing			10,000								
Rossglen Park - fencing			14,000								
Centennial Park - drainage				40,000							
Centennial Park - sprinkler system				33,000							
Centennial Park - fencing				16,000							
TOTAL RECREATION - PARKS		20,000	138,000	111,000	-	-	20,000	-	-	-	-
TOTAL GENERAL FUND CAPITAL		2,150,500	2,408,100	963,000	631,030	3,671,000	180,000	335,000	221,000	-	192,000

City of Rossland
2010 - 2014 Capital Projects
5 Year Plan

Updated January 21, 2010

Department & Project Name	PROJECT ID#	2010	2011	2012	2013	2014	Grant	Debt	Funding for 2010 Prop Tax	DCC's	Reserves
<u>WATER CAPITAL</u>											
HWY 22 - Columbia Ave to Leroi Ave	WAT 09-01	81,000									
Hwy 22 - Pinewood Ave to Thompson Ave	WAT 09-02	13,000						81,000			
Columbia Ave - Monita St. Water Infrastructure	WAT 09-03	74,000						13,000			
Columbia Ave - Cliff St Infrastructure	WAT 09-04	39,000						74,000			
Mixing System - Granite Mtn Reservoir	WAT 09-05	72,000						39,000			
Backup Generator System - WTP	WAT 09-06		150,000						72,000		
Valve Replacement Program	WAT 09-07	26,000									
Security Fencing for Star Gulch Reservoir	WAT 09-08				152,000				26,000		
Security Fencing for Ophir Reservoir	WAT 09-09					182,000					
Upgrade Murphy Creek Intake	WATER 2007-8	503,563					345,332		4,316		153,915
Upgrade Topping Creek Intake	WATER 2007-11	584,000					400,000	170,000	14,000		
Spokane (Thompson to Victoria) - carry forward from 2009		3,250									
WTP capacity upgrade (funded by development)	WATER 2007-10			500,000							
Cook Avenue (Spokane to Washington)	WATER 2007-5				60,000						
Pig Water Mains	WATER 2007-2		19,000								
Spokane (1st to 3rd)	WATER 2007-4			122,000							
PRV Vaults	WATER 2007-3		15,000								
Implement Cross Connection Program	WATER 2007-6	6,500	39,000								6,500
Columbia Avenue - water funded improvements	WATER 2007-7		400,000								
Master Water Infrastructure Plan	WATER 2007-9		58,000								
Kirkup Ave Pump Station Fire Upgrades	WAT 09-11			400,000							
Telemetry system - Ophir Reservoir to Star Gulch	WATER 2007-14				400,000						
Washington St. Water Upgrades	WAT 09-10					1,000,000					
TOTAL WATER CAPITAL		1,402,313	581,000	1,022,000	612,000	1,182,000	745,332	377,000	116,316		160,415
<u>SEWER CAPITAL</u>											
Hwy 22 - Columbia Ave to Leroi	SAN 09-01	47,000						47,000			
Hwy 22 - Pinewood Ave Sewer Infrastructure	SAN 09-02	76,000						76,000			
Columbia Ave - Monita St Sewer Infrastructure	SAN 09-03	56,000						56,000			
Cypress Cres Sewer Replacement	SAN 09-04	34,000							34,000		
Spokane St. Manhole Replacement	SAN 09-05	8,000							8,000		
Sewer Main Replac. - Park to Kootenay&View (Phase II)	SAN 2007-5	217,000					100,000	11,600			105,400
Spokane (Thompson to Victoria) carry forward from 2009		3,250									
Cook Avenue (Spokane to Washington)	SAN 2007-3			30,000							
Replace Sanitary Pipe on Spokane - First to Third	SAN 2007-2			52,000							
Columbia Ave - San. Sewer funded improvements	SAN 2007-6		300,000								
Develop Master Sewer infrastructure plan	SAN 2007-7		65,000								
San. Sewer Main East of St. Paul - increase capacity	SAN 2007-8	68,900								68,900	
San Sewer Main on St. Paul (Thompson to Victoria)	SAN 09-08				40,000						
Third Ave Spokane to Washington - increase capacity	SAN 2007-9					148,200					
Washington First to Columbia - increase capacity	SAN 2007-10					154,700					
Washington Second to Third - increase capacity	SAN 2007-11					84,500					
Washington (1st to 2nd) San. Sewer main - increase capacity	SAN 2007-12					158,600					
Spokane - Third to Planer - increase capacity	SAN 2007-13					150,800					
TOTAL SEWER CAPITAL		510,150	365,000	82,000	40,000	696,800		279,000	53,600	68,900	105,400
TOTALS		\$ 4,062,963	\$ 3,451,100	\$ 2,067,000	\$ 1,283,030	\$ 5,749,800	\$ 925,332	\$ 991,000	\$ 390,916	\$ 68,900	\$ 457,815



Corporation of the City of Rossland

MS
MAR 3 1 2011

March 24, 2011

Ministry of Community and Rural Development
PO Box 9839 Stn Prov Govt
Victoria, B.C.
V8W 9T1

Attn: Michele Saunders, Advisory Officer

Dear Ms. Saunders:

The statutory quashing period for Bylaw 2493 – Columbia Avenue and Washington Street Upgrade Loan Authorization Bylaw, 2010 has now expired therefore; the attached documentation is being submitted for a Certificate of Approval.

Please contact the undersigned if further information is required.

Regards,

A handwritten signature in cursive script, appearing to read "T Butler".

Tracey Butler
Corporate Officer

C: Mayor and Council



City of Rossland

Debunking the Myth: Columbia Avenue and Washington Street Project

It is well known that the Ministry Of Transportation has been planning to pave Columbia Avenue. In cooperation with MOT and in order to take advantage of the opportunity to have the paving paid for provincially, the City has carried out an assessment on the valves, pipes, water and sewer connections existing below Columbia Ave. (If MOT is paying, why don't we fix our old pipes?). Using this initial assessment, a rough cost of the project was developed. The City also thought that if MOT is going to pave, this would be a good opportunity to look at any changes to Columbia Avenue. So, in 2010 the City undertook three design charettes (public input sessions) on how Columbia might look in the next 5 to 15 years. The ideas gathered at the charettes were used to do a very basic conceptual drawing of the streets.

As the City got deeper into our investigation of the 50-60 year old infrastructure, we also took a detailed look into Washington St. and its' infrastructure (the water/sewer pipes, etc. under the pavement). The City chose to include Washington St. as part of the plan to improve Rossland's infrastructure, as it is a main road in the community, in hopes of reducing the costs to taxpayers by piggybacking it with MOT and our Columbia Ave. project.

The next step is where we are at today. Council approved an Alternate Approval Process (AAP) to provide the City with the legal authority from the taxpayers of Rossland for the City to obtain funding **not to exceed** 6 million dollars. Without this approval, the City cannot start the detailed engineering and design work required to determine the **actual** costs for this project.

This detailed engineering and design will tell us what needs to be done: the sizes of pipes; what valves and connections need to be replaced; how to control surface water (snow and rainwater); pedestrian traffic flow (no need to run across four lanes!); the underground pipe replacements required for sewer and water; as well as the water/sewer connections leading up to properties.

The design and engineering work cost is estimated at \$500,000 for a project of this scale. Regardless of whether the Columbia/Washington project goes ahead.... the engineering still needs to be done!

Once we complete this detail work, Council can then assess whether we can proceed to complete the critical underground work on Columbia Ave and Washington St. or scale the project back to be only a bit, half, three quarters, who knows? Council could decide to complete some portions in the near future. Council also has the option at this time to go to a referendum which would delay the engineering and risk losing the cost benefits of partnering with MOT for the Columbia/Washington project.

Important things to note:

- Paving and one half of the cost of curbs for Columbia Ave. will be paid for by the Ministry of Transportation.
- Approximately 75% of the drainage costs for Columbia Ave. will be paid for by MOT.
- MOT is also footing the bill for design and engineering for Columbia Ave. for storm system, roads (paving), curbs and sidewalks.
- If money is still available other surface work such as streetscapes, kiosks, parking modifications etc can be considered. This type of surface work can be also done at a later time when budget is provided.
- It is imperative to have a long term vision of how the streets might look if we had the funds required or if some level of government gave us a grant towards the surface work.
- The City is applying for 3 grants thus far which could potentially offset up to one-half of the project cost as stated in the AAP. If the grants are successful the taxpayer costs will be greatly reduced.

If the grants are not successful, Council will again assess whether it is prudent to increase taxes between \$132 annually to as high as \$188 annually per homeowner for twenty years. The City understands that this might still be too high a tax burden for our taxpayers but also recognizes that Columbia Ave and Washington St., our two major arteries, are the most significant and the highest priorities for major infrastructure improvements. We have to do them sometime and we want to make sure that we replace the 50-60 year old pipes to avoid digging up brand new pavement in the very near future.

With the successful completion of the Arena project, the City has demonstrated that not all borrowing permission sought from the taxpayers is utilized as requested. We had asked for up-front borrowing permission of \$1.2 million for the Arena project. Our final borrowing will be \$250,000 to be paid \$50,000/year over the next 5 years. The project expenses came in at just over \$1 million, with up to \$750,000 coming from reserves and grants, proving that the City is fiscally responsible and respectful of its' residents by taking advantage of such grants.

City council, administration and staff are working hard to ensure that longevity, livability and fiscal forethought is in place to keep Rossland sustainable.

Additional information about the Columbia/Washington project is available at City Hall and on the City's website.

CORPORATE OFFICER'S CERTIFICATE (Form LA1)**The Corporation of the City of Rossland (the "Local Government")**

The undersigned, Corporate Officer, as the person responsible for corporate administration of the Local Government under section 148 of the *Community Charter* (the *Charter*) or section 198 of the *Local Government Act*, hereby certifies as follows:

1. That Loan Authorization Bylaw No. 2493 (the "Loan Authorization Bylaw") was duly and properly enacted in accordance with the provisions of the local government legislation at a duly constituted meeting of the Local Government in accordance with the requirements of the Local Government's applicable procedure bylaw and at which a quorum was present and acting throughout. **(Attached is an adopted copy of the Loan Authorization Bylaw)**
2. That the Loan Authorization Bylaw has not been amended or repealed and is in full force and effect as at the date hereof.
3. That the Local Government has obtained the approval of the electors under section 180 of the *Charter* for the adoption of the Loan Authorization Bylaw by one of the following methods:

☐ Assent of the electors was obtained by a vote held on the _____ day of _____, 20____ and the chief election officer published notice of the voting in a newspaper on the _____ day of _____, 20____. Or, if publication in a newspaper was not practicable, the notice was given to the public by alternative means being

_____ on the _____ day of _____, 20____. **(A copy of the notice is attached)**
or;

☒ An alternative approval process and for that purpose notice was published in two separate issues of a newspaper and the date of the last publication of the notice was the 13th day of January, 2011. Or, if publication in a newspaper was not practicable, the notice was given by alternative means being

_____ on the _____ day of _____, 20____ **(A copy of the notice is attached)** or;

- ☐ A **petition** in relation to a municipal local area service or in relation to a regional district electoral area service that was requested by the area electors and the petition contemplated the borrowing, or;
- ☐ A **council initiative** in relation to a municipal local area service and for that purpose notice was published in two separate issues of a newspaper and the date of the last publication of the notice was on the _____ day of _____, 20____. Or, as publication in a newspaper was not practical, the notice was given by _____ alternative _____ means _____ being _____ on the _____ day of _____, 20____. (A copy of the notice is attached)

4. No application has been made or action or proceeding brought to quash or to set aside the Loan Authorization Bylaw under section 262 of the *Local Government Act* or otherwise and the validity of the Loan Authorization Bylaw has not been attacked, questioned or adjudicated in any court and to the best of the knowledge of the undersigned no such action is pending or has been threatened and the undersigned knows of no objections to the validity of the Loan Authorization Bylaw.

The undersigned Corporate Officer also hereby authorizes the law firms of Farris, Vaughan, Wills & Murphy and Bryant & Company to rely on this Certificate in giving any opinion in connection with any borrowing by the Municipal Finance Authority of British Columbia ("MFA") and the issuance of bonds, debentures or other securities by the MFA in respect of the Loan Authorization Bylaw.

DATED this 24th day of March, 2011.

Tracey Butler
Corporate Officer

TRACEY BUTLER
(Please print full name)

THE CORPORATION OF THE CITY OF ROSSLAND

BYLAW #2493

A BYLAW TO AUTHORIZE THE BORROWING AND FINANCING OF THE ESTIMATED COST OF CONSTRUCTING COLUMBIA AVENUE AND WASHINGTON STREET UPGRADES

WHEREAS it is deemed desirable and expedient to repair Columbia Avenue and Washington Street;

AND WHEREAS the estimated cost of the upgrades to roads, infrastructure, sidewalks and other related improvements, including expenses incidental thereto, is the sum of Six Million Dollars (\$6,000,000.00) which is the amount of debt to be created by this Bylaw;

NOW THEREFORE, the Council of the City of Rossland, in open meeting assembled, ENACTS AS FOLLOWS:

SHORT TITLE

1. (a) This Bylaw may be cited as the "COLUMBIA AVENUE AND WASHINGTON STREET UPGRADE LOAN AUTHORIZATION BYLAW NO. 2493, 2010".

LOAN AUTHORIZATION

2. The Council is hereby empowered and authorized to undertake and carry out or cause to be carried out the construction of upgrades to Columbia Avenue and Washington Street and related improvements in accordance with general plans on file in the Municipal Offices and to do all things necessary in connection therewith and without limiting the generality of the foregoing:
 - (a) To borrow and finance upon the credit of the Municipality a sum not exceeding Six Million Dollars (\$6,000,000.00);
 - (b) The maximum term of which debentures may be issued to secure the debt created by this bylaw is up to twenty (20) years.

ENACTMENT

3. (a) If any section, subsection, sentence, clause or phrase of this Bylaw is for any reason held to be invalid by the decision of any court of competent jurisdiction, the invalid portion shall be severed and the part that is invalid shall not affect the validity of the remainder.
- (b) This Bylaw shall come into full force and effect on the final adoption thereof.

READ A FIRST TIME

this 13th. day of December, 2010


READ A SECOND TIME

this 13th. day of December, 2010

READ A THIRD TIME

this 13th. day of December, 2010

CERTIFIED A TRUE COPY OF BYLAW NO.2493 AS AT THIRD READING



Corporate Officer

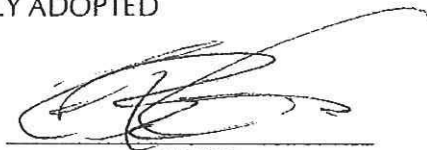
RECEIVED THE APPROVAL OF THE INSPECTOR OF MUNICIPALITIES
RECEIVED THE APPROVAL OF THE ELECTORS BY ALTERNATIVE
APPROVAL PROCESS

this 6th day of January, 2011

this 10th day of February, 2011

FINALLY ADOPTED

this 14th day of February, 2011



MAYOR



CORPORATE OFFICER

I hereby certify that the foregoing is a true copy of Bylaw No. 2493, cited as "Columbia Avenue and Washington Street Upgrade Loan Authorization Bylaw No. 2493, as adopted by the Municipal Council of the City of Rossland on this 14th day of February, 2011.



Tracey Butler, Corporate Officer



C29-22

7 January 2011

Tracey Butler
Corporate Officer
City of Rossland
PO Box 1179
Rossland BC V0G 1Y0

Dear Tracey Butler:

**Re: Columbia Avenue and Washington Street Upgrade Loan Authorization
Bylaw No. 2493, 2010**

Enclosed is one copy of the above bylaw approved under the provisions of section 179 of the *Community Charter*. Pursuant to section 180 of the *Community Charter*, Council may now proceed with the approval of the electors by the alternative approval process in accordance with section 86 of the *Community Charter*.

Notice of an alternative approval process must be published in accordance with section 94 [public notice] of the *Community Charter*. Council must establish the deadline for receiving elector responses, which must be at least 30 days after the second publication of the notice.

Note: the date of the last newspaper publication or last issuance of notice by alternative means and the deadline date are not counted.

Council may proceed with the adoption of the bylaw unless, by the deadline, at least 10% of the electors of the area indicate that the council must obtain the assent of the electors before proceeding.

Upon expiration of the statutory quashing period, which extends for one month commencing after the date of adoption, application may be made by way of the enclosed forms for a Certificate of Approval; only one completed copy of the bylaw and a copy of the notice is required.

.../2



Statutory Approval

Under the provisions of section _____ **179**

of the _____ ***Community Charter***

I hereby approve Bylaw No. _____ **2493**

of the _____ ***City of Rossland***,

a copy of which is attached hereto.

Dated this _____ ***6th*** ***day***

of _____ ***January*** , ***2011***

Deputy Inspector of Municipalities

Stat App1 05/01/2011

Jan 4/11

Hi Michele,

These are the amended
copies of the Bylaw &
Liability Servicing Limit Cert.
Hopefully this will be the last
of mass confusion.

Thank you for all your
"extra" help.

Tracey

250 362 2321

LIABILITY SERVICING LIMIT CERTIFICATE

The The Corporation of the City of Rossland (the "Municipality")
 In relation to Columbia Avenue and Washington Street Upgrade Loan Authorization Bylaw No. 2493, 2010

The undersigned Financial Officer assigned responsibility for financial administration under section 149 of the Community Charter, SBC 2003, Chapter 26 (the "Charter") or Auditor appointed for the Municipality under section 169 of the Charter hereby certifies as follows:

Calculation revenue for the previous year (section 4 & 5, BC Reg 254/2004)	\$6,737,196.00 a
Liability Servicing Limit (a x 25%) (section 2, BC Reg 254/2004)	\$1,684,299.00 b
Annual Servicing cost for previous year	\$396,273.00 c

Plus: New liabilities incurred, other than current request

Liability Type and reference	Annual servicing cost
2009 International Vector Truck	\$30,200.00 d
2010 Ford Ranger 4 x 4	\$4,809.00 e
Lease renewals for Unit #109 Grader,	f
Unit #108 Grader & Unit #103 Loader	\$27,692.00 g
Xerox Photocopier Lease	\$3,920.40 h
	i
	j
	k
	l
 Total of lines d through l	 \$66,621.40 m

Less: Liabilities which have matured

Liability type and reference	Annual servicing cost
Lease for 2007 Dodge Caliber Car	\$3,262.00 n
Lease renewal for Unit #109 & #108 Grader	\$24,248.00 o
Lease for Unit #103 Loader	\$8,541.00 p
Lease for old Xerox Photocopier	\$4,850.65 q
Lease for Unit #107 JD Loader	\$29,690.60 r

Total of lines n through r	\$70,592.25 s
Amount of new liability (section 3, BC Reg 254/2004)	\$6,000,000.00 t
Annual servicing cost of new liability (section 3, BC Reg 254/2004)	\$501,490.50 u
Total liability servicing cost including current request (lines c+m-s+u)	\$893,792.65 v

☒ which is less than the annual liability servicing limit stated on line b.

OR

☐ which exceeds the annual liability servicing limit stated on line b, and the undersigned hereby requests approval of the Inspector of Municipalities under section 174 of the Charter to exceed the limit established under the section.

In accordance with section 179(5) or section 175(1)(b) of the Charter, as applicable, the debt to be contracted under the loan authorization bylaw, or other liability for which certification is being made, referred to above will not exceed the lesser of 30 years and the reasonable life expectancy of the capital asset, activity, work or service, or the remaining term of the applicable agreement, as the case may be, for which the debt is to be contracted.

The undersigned Financial Officer or Auditor also hereby authorizes the law firms of Farris, Vaughan, Wills & Murphy and Bryant & Company to rely on this Certificate in giving any opinion in connection with any borrowing by the Municipal Finance Authority of British Columbia ("MFA") and the issuance of bonds, debentures, and other securities by the MFA in respect of the loan authorization bylaw, or other liability for which certification is being made, referred to above.

DATED this 3rd day of JANUARY, 2011

Debra Timm
 Financial Officer

OR

 Auditor

DEBRA TIMM, MNGR OF FINANCE
 (Please print full name)

 (Please print full name & company)

LIABILITY SERVICING LIMIT CERTIFICATE

I, The Corporation of the City of Rossland (the "Municipality")
In relation to Columbia Avenue and Washington Street Upgrade Loan Authorization Bylaw No. 2493, 2010

The undersigned Financial Officer assigned responsibility for financial administration under section 149 of the Community Charter, SBC 2003, Chapter 26 (the "Charter") or Auditor appointed for the Municipality under section 169 of the Charter hereby certifies as follows:

Calculation revenue for the previous year \$6,737,196.00 a
(section 4 & 5, BC Reg 254/2004)
Liability Servicing Limit (a x 25%) \$1,684,299.00 b
(section 2, BC Reg 254/2004)
Annual Servicing cost for previous year \$396,273.00 c

Plus: New liabilities incurred, other than current request

Liability Type and reference	Annual servicing cost
2009 International Vector Truck	<u>\$30,200.00</u> d
2010 Ford Ranger 4 x 4	<u>\$4,809.00</u> e
Lease renewals for Unit #109 Grader,	<u></u> f
Unit #108 Grader & Unit #103 Loader	<u>\$27,692.00</u> g
Xerox Photocopier Lease	<u>\$3,920.40</u> h
	<u></u> i
	<u></u> j
	<u></u> k
	<u></u> l
Total of lines d through l	<u>\$66,621.40</u> m

Less: Liabilities which have matured

Liability type and reference	Annual servicing cost
Lease for 2007 Dodge Caliber Car	<u>\$3,262.00</u> n
Lease renewal for Unit #109 & #108 Grader	<u>\$24,248.00</u> o
Lease for Unit #103 Loader	<u>\$8,541.00</u> p
Lease for old Xerox Photocopier	<u>\$4,850.65</u> q
Lease for Unit #107 JD Loader	<u>\$29,690.60</u> r
Total of lines n through r	<u>\$70,592.25</u> s
Amount of new liability	<u>\$6,000,000.00</u> t
(section 3, BC Reg 254/2004)	
Annual servicing cost of new liability	<u>\$501,490.50</u> u
(section 3, BC Reg 254/2004)	
Total liability servicing cost including current request (lines c+m-s+u)	<u>\$893,792.65</u> v

☒ which is less than the annual liability servicing limit stated on line b.

OR

☐ which exceeds the annual liability servicing limit stated on line b, and the undersigned hereby requests approval of the Inspector of Municipalities under section 174 of the Charter to exceed the limit established under the section.

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DATED this 3rd day of JANUARY, 2011

Debra Timm OR
Financial Officer

Auditor

DEBRA TIMM, MNGR OF FINANCE
(Please print full name)

(Please print full name & company)

Loan Authorization Bylaw C of A Checklist	Local Govt	Roseland	Bylaw No.	2493	File No.		All documentation is present?	<input checked="" type="checkbox"/>
	Event		Date		Correct sequence of dates?		NO	<input checked="" type="checkbox"/>
	Statutory Approval		Jan 6/11		After approval?			
	Notice/Advertising	First			2 consecutive weeks?			
		Other			< 30 days from vote or deadline?			
		Last	Jan 13/11		> 6 days from vote or deadline?			
	ASSENT:	Vote			< 80 days after approval?			
	AAP or PETITION:	Deadline	Feb 10/11		> one month after adoption?			
	Adoption				Certificate is signed?			
	Application for C of A / Corporate Officer's Certificate				Initial the Review			