

**THE CORPORATION OF THE
TOWNSHIP OF ASPHODEL-NORWOOD**

BY-LAW No. 2010-03

***Being a By-Law to authorize the execution of an Agreement between the
Ontario Clean Water Agency and the Corporation of the Township of
Asphodel-Norwood***

WHEREAS Section 5 of The Municipal Act, S.O. 2001, c. 25, as amended, provides that the powers of a municipality shall be exercised by its Council;

AND WHEREAS Section 9 of The Municipal Act, S.O. 2001, c. 25, as amended, confers broad authority on municipalities to enable them to govern their affairs as they consider appropriate, and to enhance their ability to respond to municipal issues;

AND WHEREAS the Corporation of the Township of Asphodel-Norwood deems it expedient to enter into an agreement with the Ontario Clean Water Agency (ORCA) for the provision of operation and maintenance of the Norwood Water and Norwood Wastewater Facilities.

AND WHEREAS, in consideration of the mutual covenants contained in this Agreement and other good and valuable consideration the receipt and sufficiency of which is hereby irrevocably acknowledged, the Township and OCWA agree as follows:

- i. For Year One from January 1, 2010 through December 31, 2010 inclusive; **\$182,740.00**.
- ii. For Year Two and Subsequent Years: **\$182,740.00** plus the CPI Adjustment, plus an adjustment for maintaining the Insurance which is renewed annually by OCWA. The CPI Adjustment shall be calculated as soon as necessary information is available from Statistics Canada. In Year Two of the Agreement, the CPI Adjustment shall be added to the Annual Price for Year One of the agreement and for subsequent Years, on a cumulative basis.

NOW THEREFORE the Council of the Township of Asphodel-Norwood enacts as follows:

1. That the Reeve and Clerk be authorized to execute all required documentation to affect the agreement with the Ontario Clean Water Agency.
2. That this by-law shall come into force and effect upon finally passing thereof.
3. That the agreement be attached to this by-law as Schedule 'A'.

Read a first, second, third time and finally passed this 26th day of January 2010.

Reeve Douglas J. Percy

CAO/Clerk Valerie Przybilla