

**THE CORPORATION OF THE
TOWNSHIP OF EDWARDSBURGH/CARDINAL
BY-LAW NO. 2017-45**

**"A BY-LAW TO ADOPT A POLICY WITH RESPECT TO
DELEGATION OF AUTHORITY AT THE
PORT OF JOHNSTOWN"**

WHEREAS the Municipal Act 2001, SO 2001, c.25, Section 270(1) as amended directs that a municipality shall adopt and maintain policies with respect to matter including the delegation of its powers and duties;

AND WHEREAS Section 23.1(1) of the Municipal Act 2001, SO 2001, c.25, as amended, authorizes a municipality to delegate its powers and duties subject to the restrictions set out therein;

AND WHEREAS the Council of the Corporation of the Township of Edwardsburgh/Cardinal established terms of reference for the Port Management Committee in Bylaw 2017-02, including giving the Committee responsibility for formulating policies and regulations for and relating to the administration of the Port of Johnstown and also giving the Committee the power to recommend to Council the adoption of bylaws and regulations pertaining to the proper governance of the Port of Johnstown;

AND WHEREAS the Port Management Committee has recommended that the Council of the Township of Edwardsburgh Cardinal adopt by bylaw a Delegation of Authority Policy specific to the administration of the Port of Johnstown by a motion duly passed at its meeting on August 23, 2017;

NOW THEREFORE the Council of the Corporation of the Township of Edwardsburgh/Cardinal enacts as follows:

1. That Schedule A – Port of Johnstown Delegation of Authority Policy is hereby adopted and forms part of this bylaw.
2. That references to the "Port of Prescott" and "Port of Johnstown" in Bylaws 2011-30 and 2015-58 are hereby deleted.
3. That this by-law shall come into force and take effect on the date of passing.

Read a first and second time in open Council this 28th day of August, 2017.

Read a third and final time, passed, signed and sealed in open Council this 28th day of August, 2017.



Mayor



Clerk

Schedule "A"
By-law 2017-45

Description	Ops Manager ¹	Port GM
Hire employees	Yes -hourly staff only	Yes
Award Increments based on approved Salary Grid or Approved Budget	No	Yes
Discipline employees	Yes	Yes
Dismiss employees	No	Yes
Pay Municipal Accounts pursuant to Procedures By-law ²	No	Yes
Payments in accordance with approved contracts ³	No	Yes
Make adjustments within approved cost center provided no increase to cost center budget authority	Yes	Yes
Award service or works contracts where budget approval exists	Up to \$20,000	Up to \$50,000
Amend service or works contracts or issue change orders where budget approval exists	Yes	Yes
Purchase of goods or services where budget approval exists	Up to \$20,000	Up to \$50,000
Award, incur, acquire, contracts, costs or goods and services where budget approval does not exist	No	No
Incur costs during an operational emergency ⁴ at the Port of Johnstown	N/A	Up to \$50,000
Approve conferences, training or memberships where budget approval exists	Yes	Yes
Approve travel where budget approval exists	No	Yes
Approve leases, easement documents and real property transactions	No	No
Enforce lease agreements	No	Yes
Release securities for development applications	No	N/A
Donations to Charitable Organizations or Not-for-Profit where budget exists	No	Yes

¹ Must be read in conjunction with other applicable by-laws such as Procurement By-law, Procedure By-law, etc. and subject to restrictions contained within the Municipal Act, 2001, as amended.

² Requires co-signature of Mayor or Deputy Mayor

³ Requires co-signature of Mayor or Deputy Mayor

⁴ Operational emergency is defined as an urgent health or safety matter which cannot wait for a regular or special meeting of Port Management Committee or Council.