

TO: CHAIR AND MEMBERS
FINANCIAL MANAGEMENT COMMITTEE

DATE: 2017 November 15

FROM: DIRECTOR FINANCE

FILE: 7000-10

SUBJECT: **BURNABY DEVELOPMENT COST CHARGE BYLAW – CANADA WAY
PEDESTRIAN OVERPASS**

PURPOSE: To repay the Capital Works, Machinery and Equipment Reserve Fund for monies advanced by that reserve fund.

RECOMMENDATION:

1. **THAT** the Financial Management Committee recommend Council authorize the City Solicitor to bring forward a Burnaby Development Cost Charge Reserves Bylaw in the amount of \$86,184 to repay monies advanced by the Capital Works, Machinery and Equipment Reserve Fund for the construction of the Canada Way Pedestrian Overpass.

REPORT

The Canada Way Pedestrian Overpass was completed in 1978 at a cost of \$279,195. The City's share was one-third or \$93,065. The share payable by developers within the Central Administrative Area was two-thirds or \$186,130. The cost of construction was paid for out of the Capital Works Machinery and Equipment Reserve Fund.

In total, \$102,413 in development cost charge levies and accumulated interest has been drawn from the Burnaby Development Cost Charges Reserve Fund, through approved Council bylaw, and applied to the developers' share of construction costs, leaving an outstanding balance of \$83,717 to be repaid to the City. As at 2017 July 17, the Canada Way Pedestrian Overpass Development Cost Charge Reserve Fund has a balance of \$86,184 which is comprised of developer levies collected in 1997 of \$31,825 and accumulated interest.

The Burnaby Development Cost Charges Bylaw makes a provision for the levy of development cost charges for the Canada Way Pedestrian Overpass. Pursuant to Section 189 of the Community Charter, development cost charge monies collected must be placed in a reserve fund.

It is now appropriate to transfer \$86,184 to the Capital Works, Machinery and Equipment Reserve Fund to repay the original advance of \$83,717. The residual of \$2,467 represents interest accrued on the \$83,717. Although not a requirement for the Municipal Act which was in force when the Canada Way Pedestrian Overpass Development Cost Charges Reserve Fund was

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established, Section 189 of the Community Charter does require interest to be paid on borrowed reserve funds, therefore it would be within legislation to transfer the accrued interest of \$2,467 to the Capital Works, Machinery and Equipment Reserve Fund.

RECOMMENDATION

It is recommended that the Financial Management Committee request that Council authorize the City Solicitor to bring forward a Burnaby Development Cost Charge Reserves Bylaw in the amount of \$86,184 to repay monies advanced by the Capital Works, Machinery and Equipment Reserve Fund for the construction of the Canada Way Pedestrian Overpass.



Noreen Kassam, CPA, CGA
DIRECTOR FINANCE

NK:DS /mlm

Copied to: City Manager
Director Planning & Building