

Authority: Executive Committee Item 20.3, adopted as amended,
by City of Toronto Council on May 26 and 27, 2008
Enacted by Council: June 24, 2008

CITY OF TORONTO

BY-LAW No. 616-2008

**To delegate authority to Division Heads to accept and spend donations and to amend
Municipal Code Chapter 71, Financial Control.**

WHEREAS City Council has delegated spending authority to City officials in respect of certain unsolicited donations; and

WHEREAS such delegation requires amendment to Chapter 71, Financial Control, of the City's Municipal Code;

The Council of the City of Toronto HEREBY ENACTS as follows:

1. Municipal Code Chapter 71 is amended as follows:
 - (1) Section 71-8A(2) and § 71-8A(6) are amended by adding the words "Subject to § 71-19," at the beginning of the section.
 - (2) Section 71-9A(2) and § 71-9A(3) are amended by adding the words "Subject to § 71-19," at the beginning of the section.
 - (3) Section 71-9B(1) is amended by adding the words "or are available pursuant to § 71-19" at the end of the section.
 - (4) Section 71-9B(2) is amended by adding the words "or are available pursuant to § 71-19" after the words "are not available in another capital project".
 - (5) Section 71-11B is amended by adding the words "or pursuant to § 71-19" after the words "interim operating budget, operating budget, capital budget".
 - (6) Section 71-11.1A(2)(a) is amended by adding the words "or funds are provided pursuant to § 71-19" at the end of the section.
 - (7) The following Article X is added:

**ARTICLE X
Donated Funds**

§ 71-19 Donation Authorities.

- A. A division head may [**accept and**] spend donated funds in respect of a program or capital project for which he or she is responsible, provided that:
 - (1) the donation has not been solicited by the City through a fundraising campaign or otherwise;

- (2) the donation does not exceed \$50,000;
- (3) the sum of the donation and any other donations accepted by the City from the same donor for the same purpose within the fiscal year does not exceed \$50,000;
- (4) the donation is not conditional upon and does not involve a proposal to name or rename a City asset; and
- (5) the donation complies with the City's Donation Policy.

B. Division heads shall report any donations expended pursuant to Subsection A to Council through the variance reporting process at the next available opportunity.

ENACTED AND PASSED this 24th day of June, A.D. 2008.

SANDRA BUSSIN,
Speaker

ULLI S. WATKISS
City Clerk

(Corporate Seal)