

The Corporation of the Municipality of Brockton



By-Law 2024-071

Being a By-Law to Authorize the Signing of a Funding Agreement With Nuclear Waste Management Organization for the Purpose of Participating in the Learn More Program for the Corporation of the Municipality of Brockton.

Whereas The Council for the Corporation of the Municipality of Brockton deems it expedient to enter into an agreement with the Nuclear Waste Management Organization with respect to participating in the Learn More Program;

And Whereas the Corporation of the Municipality of Brockton has received funding from the Nuclear Waste Management Organization for participating in the Learn More Program to learn more about the long-term management of used nuclear fuel in Canada through the Adaptive Phased Management Site Selection Process;

And Whereas the Corporation of the Municipality of Brockton desires to enter into a funding agreement with the Nuclear Waste Management Organization in order to participate in the Learn More Program for 2021-2024;

Now Therefore the Council of the Corporation of the Municipality of Brockton enacts as follows;

- 1.0 That the Corporation of the Municipality of Brockton Council hereby enter into a funding agreement with the Nuclear Waste Management Organization which is attached as "Schedule A" and forms part of this By-Law;
- 2.0 That the Chief Administrative Officer be authorized to sign the funding agreement between the Corporation of the Municipality of Brockton and the Nuclear Waste Management Organization as attached.
- 3.0 This By-Law shall come into full force and effect upon final passage.
- 4.0 This By-Law may be cited as the "NWMO Learn More Program Funding Agreement By-Law".

Read, Enacted, Signed and Sealed this 27th day of August, 2024.

Mayor – Chris Peabody

Director of Legislative and Legal Services (Clerk) –
Fiona Hamilton

July 31, 2024

Attn: Sonya Watson
 Municipality of Brockton
 100 Scott Street
 P.O. Box 68
 Walkerton, ON
 N0G 2V0

Dear Ms. Watson:

Re: Funding Agreement between Nuclear Waste Management Organization (“NWMO”) and the Municipality of Brockton (the “Municipality”) for the 2021-2024 Learn More Program

Thank you for your interest in the NWMO and learning more about the long-term management of used nuclear fuel in Canada through the Adaptive Phased Management (“APM”) Site Selection Process.

We are pleased to offer funding to the Municipality in the amount of \$65,000.00 (the “**Funding Amount**”) on (i) the terms and conditions set out in this letter, (ii) the Work Plan and Budget set out at Schedule “A”, and (iii) on the terms and conditions (the “**Financial Controls and Reporting Requirements**”) as agreed to by Municipality and the NWMO as outlined in Schedule “B” (together, the “**Funding Agreement**”). The term of this Funding Agreement is retroactive for the period starting October 1, 2021 and ending December 31, 2024 (the “**Term**”).

Funding

NWMO will provide the Funding Amount to the Municipality all in accordance with the Work Plan and Budget set out at Schedule “A”, by cheque made payable to “The Municipality of Brockton” or by bank transfer to an account held in the name of the Municipality at a reputable financial institution in Canada.

The budget for the Funding Amount is as follows:

Administrative Expenses	
Municipal Staff Studies Review Group (incurred to date)	\$40,000.00
Administration of Municipality Programs and Studies	\$15,000.00
Additional Staff Wages for Study Review/Administration	\$10,000.00
Total	\$65,000.00

The NWMO and the Municipality will review progress against the Work Plan and Budget, as outlined in Schedule “A”, on a regular basis and will make any necessary adjustments in accordance with this Funding Agreement.

NWMO will advance the Funding Amount to the Municipality upon receipt of an electronic or original signed version of this letter along with the banking information described above (the “**Disbursement**”).

Proper Use of Funds

Municipality agrees to use the Funding Amount to cover all expenses relating to the employment of any person(s) under this Funding Agreement, including, all mandatory employment-related costs (“**MERCs**”). For greater certainty, MERCs include employment insurance premiums, Canada Pension Plan contributions, vacation pay, workers’ compensation premiums and any other costs employers or the Municipality are required to pay under applicable law or practice.

Municipality agrees that it will use the Funding Amount exclusively for expenses related to learning about the APM Site Selection process as set out in this Funding Agreement.

Municipality agrees that any amounts paid to Municipality under this Funding Agreement are being made for and shall be used exclusively for the benefit of the Municipality, in accordance with all laws, and only for the purposes set forth in this Funding Agreement.

Municipality agrees that it will return excess or improperly used funds, if any, to NWMO upon request. Municipality may request to carry-over unspent funds with written approval by NWMO and amendment to this Funding Agreement.

The NWMO reserves the ability to request a financial and/or compliance audit on this Funding Agreement.

Financial Reporting

Municipality will provide a financial report (“**Final Report**”) to NWMO as part of its year-end report, in accordance with the Financial Controls and Reporting Requirements under “Schedule B.”

In this Final Report, a statement of expenditures should be provided identifying the use of NWMO-provided funds by type of cost accompanied by an extract of the General Ledger or a list of expenditures printed from the accounting system, which shows the use of NWMO funding. The General Ledger should only reference expenditures related to this Funding Agreement and summarized as follows:

- Municipal Staff Studies Review Group (incurred to date)
- Administration of Municipality Programs and Studies
- Additional Staff Wages for Study Review/Administration

The General Ledger should show the total amount spent in each category, which cannot exceed the approved amount for that budget category.

NWMO may request further explanation or supporting receipts if needed.

If you have any questions or concerns about this Financial Reporting, please contact the NWMO representative named at the end of this letter. We would be pleased to assist you to ensure you are able to meet the terms of these requirements.

Confidentiality

NWMO and Municipality agree that this Funding Agreement is a confidential commercially sensitive agreement and will not be disclosed to any third party without both NWMO and Municipality consent to such disclosure.

General

Please acknowledge your understanding and agreement to the terms of this Funding Agreement by signing both original versions of this Funding Agreement and sending one scanned version by email to mpahor@nwmo.ca. Please also return one original of this Funding Agreement to NWMO using the enclosed pre-paid envelope.

For certainty, the Initial Disbursement can be released upon receipt of an electronic signed version of this Funding Agreement.

Please do not hesitate to contact Michael Pahor at 416-402-2593 or email mpahor@nwmo.ca if you have any questions.

Sincerely,

DocuSigned by:

B743E6628A8549F...

John Beauchamp on behalf of
Lise Morton
Vice President, Site Selection

I acknowledge and agree to the terms of this Funding Agreement and request the Disbursement.

CORPORATION OF THE MUNICIPALITY OF BROCKTON

By: Sonya Watson, Chief Administrative Officer

Date: _____
I have authority to bind the corporation.

Schedule "A"

Work Plan, Timeline and Budget

A. Work Plan

The Municipality will complete the following work under this Funding Agreement:

1. Maintain the Municipal Staff Studies Review Group, for taking part in the review process, for the socioeconomic and technical reports related to the siting region.
2. Support Municipality staff as they participate in Municipal Programs and Studies.
3. Support additional staff time (CAO and other senior managers) with respect to the APM Site Selection Process.

B. Timeline

Activity	Date
Effective Date of Funding Agreement	October 1, 2021
End of Term Report	January 31, 2025

C. Detailed Budget

Administrative Expenses	
Municipal Staff Studies Review Group (incurred to date)	\$40,000.00
Administration of Municipal Programs and Studies	\$15,000.00
Additional Staff Wages for Study Review/Administration	\$10,000.00
Total	\$65,000.00

Schedule "B"

Financial Controls and Reporting Requirements

Budget Item	Financial Control and Reporting Requirements
<p>Administration</p> <ul style="list-style-type: none">• <i>Municipal Staff Studies Review Group</i>• <i>Administration of Municipality Programs and Studies</i>• <i>Additional Staff Wages</i>	<ul style="list-style-type: none">• Submission of the community's general ledger ("G/L") or equivalent showing expenses incurred and paid for each category.• Confirmation of hiring of dedicated support staff.• Receipts/Invoices for items over \$5,000.00.• Total travel costs to date and associated mileage. (Mileage rates will be provided according to the community's or organization's own policies, Treasury Board Directive or NWMO policy).