

# THE CORPORATION OF THE COUNTY OF MIDDLESEX

## BY-LAW #7185

**A BY-LAW** to approve a Child Care Funding Form of Agreement and a Canada-Wide Early Learning and Child Care Addendum and provide delegated authority to the General Manager of Finance and Community Services.

### WHEREAS:

- A. The Province of Ontario authorizes various types of child care funding to be administered and delivered to Child Care Centre Operators;
- B. Under the authority of subsection 11(1)5., 9, 20, and 8 of the *Municipal Act, 2001*, S.O., c.25, as amended or replaced (the “*Act*”), the Municipal Council of the Corporation of the County of Middlesex and the Municipal Council of the Service System Manager for Child Care Services in the Service Delivery Area of the City of London and County of Middlesex (“Service Delivery Area”) have an agency agreement for the County to administer and deliver Child Care Services as the agent of the Service System Manager to the portion of the Service Delivery Area excluding the geographic area of the City of London, in furtherance of the economic, social, and environmental well-being of the County and entire Service Delivery Area;
- C. The County, as agent for the delivery of child care services, is party to various Child Care Funding agreements with Child Care Centre Operators concerning eligibility, administration, and delivery of various types of Child Care Funding available to duly licenced and qualifying Child Care Centre Operators in the portion of the Service Delivery Area excluding the geographic area of the City of London;
- D. On March 28, 2022, the Government of Canada and the Province of Ontario endorsed a Canada Wide Early Learning Child Care Agreement, jointly providing for a new type of Child Care Funding, hereinafter referred to as “CWELCC”, which requires the address of County Council;
- E. Section 5(3) of the *Act* provides that a municipal power shall be exercised by a municipality’s Council by resolution and by-law, subject to subsection 23.1-23.2 of the *Act*; and
- F. Section 23.1-23.2 of the *Act* enables a municipality to delegate powers and duties under the *Act*, to a person or body, subject to restrictions set out in the *Act*.

**NOW THEREFORE** the Council of The Corporation of the County of Middlesex does hereby:

- 1. approve an updated Middlesex County Child Care Funding Form of Agreement to be effective January 1, 2023;
- 2. authorize the use of *Schedule “I”* of the Child Care Funding Form of Agreement to be used immediately as an addendum for current signed Child Care Funding Agreements;
- 3. authorize the appointed “County Child Care Administrator” (General Manager of Finance and Community Services) to have delegated authority to endorse *Schedule “I”* as a CWELCC addendum with current qualifying Child Care Centre Operators;

- 4. authorize the appointed “County Child Care Administrator” (the General Manager of Finance and Community Services) to have delegated authority to endorse the updated Middlesex County Child Care Funding Form of Agreement to be effective commencing January 1, 2023 and beyond with qualifying Child Care Centre Operators;
- 5. authorize the appointed “County Child Care Administrator” (the General Manager of Finance and Community Services) to have delegated authority to add to/and or amend the Schedules and provisions of the County Child Care Funding Agreements where necessary in his/her determination, to maintain and implement regulatory and eligibility changes that may occur from time from the Province of Ontario, Government of Canada, or the Service System Manager, which the County is obliged to implement.
- 6. Authorize this by-law to come into force and effect on the day it is passed.

PASSED IN COUNCIL this 19<sup>th</sup> day of July, 2022

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Alison Warwick, Warden

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Marci Ivanic, County Clerk