



THE CORPORATION OF THE CITY OF BRAMPTON

# BY-LAW

Number 90-94

To establish a Brampton  
Theatre Capital Improvements  
Reserve Fund

Section 163 of the Municipal Act permits every municipality to establish a reserve fund for any purpose for which it has authority to spend funds.

The Council of The Corporation of the City of Brampton has approved the creation of a Brampton Theatre Capital Improvements Reserve Fund, to be funded by a surcharge on certain tickets to events in theatres owned by The Corporation of the City of Brampton and has directed that the 1994 estimates be amended to reflect this.

NOW THEREFORE the Council of The Corporation of the City of Brampton ENACTS AS FOLLOWS:

1. The Brampton Theatre Capital Improvements Reserve Fund (hereinafter called "the Fund") is hereby established.
2. The purpose of the Fund is to provide a source of funds for capital improvements to theatres owned by The Corporation of the City of Brampton that would be of direct benefit to patrons of and performers in Brampton theatres, including those improvements set out in Schedule A to this by-law.
3. The City Treasurer is hereby authorized to deposit into a separate account as provided for under section 163(2) of the Municipal Act, all monies raised for the Fund through the imposition of a \$1.00 surcharge for every ticket sold for a Brampton theatre event, excluding complimentary tickets and tickets priced under \$6.00, commencing September 1, 1994.
4. Prior to approving an expenditure from the Fund, the Treasurer and Commissioner of Community Services shall consult with, or be acting upon a recommendation of, the Brampton Theatres Board of Directors as per the Management and Administration Guidelines attached as Schedule "A".

READ a FIRST, SECOND and THIRD TIME and PASSED in Open Council this 9th day of May, 1994.

PETER ROBERTSON MAYOR

LEONARD J. MIKULICH CLERK

APPROVED  
AS TO FORM  
LAW DEPT.  
BRAMPTON  
WCC  
DATE 5/10/94

SCHEDULE A to By-law 90-94

MANAGEMENT AND ADMINISTRATION GUIDELINES

THEATRE CAPITAL IMPROVEMENTS FUND

In an effort to maintain the high standard required by the users of the Brampton theatres and understanding the present economic climate, the Brampton Theatre Board of Directors proposes to establish a **THEATRE CAPITAL IMPROVEMENT TICKET FUND** to improve the theatres for the benefit of the patrons and user groups.

The fund would be used to (for example):

- o Upgrade dimmers and control boards.
- o Upgrade stage drapes, riggings, etc.
- o Upgrade sound equipment.
- o Upgrade lighting equipment.
- o Replace theatre carpeting and seating.
- o Purchase special effects: eg. fog machines, strobes, mirror balls, etc.
- o Purchase closed circuit video system.
- o Purchase computerized lighting.
- o Purchase acoustical shells.
- o Purchase a marquee for Lester B. Pearson Theatre.
- o Major enhancements on a cost sharing basis, i.e. increased wing space at Pearson, re-raking of Heritage seating, decor changes, remodelling, backstage adjustments as well as lobby additions at the Heritage due to Nelson Street extension, etc.

The fund cannot be used for (examples):

- o Upgrading mechanical components (heating, air conditioning, ventilation).
- o Structural repairs.
- o Roof repairs.
- o Normal operational repairs associated with the wear and tear of the facilities.
- o Current budget yearly operations (wages, utilities, materials and supplies).

The ticket surcharge will be \$1.00 for every ticket sold for a Brampton theatre event, excluding complimentary tickets and tickets priced under \$6.00, which will be exempt from this fee. This fee will be included in the price of each ticket collected by the box office and distributed to "The Theatre Capital Improvements Reserve Fund", established by by-law, at the time of a rental reconciliation. The fund would be a "user pay" surcharge paid by the people who use the theatre the most, the patrons.

When established, the Theatre Capital Improvement Ticket Fund will provide money to the theatres in Brampton, allowing the Pearson and Heritage to supply the best possible facilities for local performing arts groups and to attract top professional artists to our City.

This fund will not subsidize the City of Brampton operational budget for the theatres. The fund will be administered and managed by the City of Brampton at no charge. The use of the fund would be at the direction of the theatre management within the predetermined guidelines contained herein, and subject to consultation and approval of the Theatre Board of Directors. In the event City staff and the Theatre Board of Directors cannot agree on a funding project, the matter will be brought before City Council for resolution.