By-law Number 2019-065

A by-law to authorize temporary borrowing of money to provide interim construction financing for the Kincardine Housing Project

Section 401(1) of the Municipal Act, 2001, S.O. 2001, c.25, as amended, states a municipality may incur a debt for municipal purposes, whether by borrowing money or in any other way, and may issue debentures and prescribed financial instruments and enter prescribed financial agreements for or in relation to the debt.

The Council for The Corporation of the County of Bruce (“the County”) is desirous of formalizing arrangements with the Canadian Imperial Bank of Commerce (“CIBC”) for purposes of borrowing funds as the Council deems necessary for the interim financing of the construction of the Kincardine Housing Project and such borrowings shall be in compliance with the requirements of section 401(1) of the Municipal Act, 2001.

The Council for The Corporation of the County of Bruce enacts By-law 2019-065 as follows:

1. The Treasurer and the Deputy Treasurer are authorized on behalf of the County to borrow from time to time by way of promissory note or bankers’ acceptance from Canadian Imperial Bank of Commerce (“CIBC”) a sum or sums not exceeding in the aggregate amount of $11,650,000 to meet expenditures of the County for the purpose of a Demand Bridge Loan (non-revolving) for the construction of the Kincardine Housing Project and to give to CIBC promissory notes or bankers’ acceptances, as the case may be, sealed with the corporate seal of the County and signed by the Treasurer and Deputy Treasurer for the sums borrowed plus interest at a rate to be agreed upon from time to time with CIBC.

2. All sums borrowed pursuant to this by-law, as well as all other sums borrowed pursuant to the Municipal Act, 2001 in this year and in previous years from CIBC for any purpose will, with interest thereon, be a charge upon the whole of the revenues of the County for the current year and for all preceding years as and when this revenue is received.

3. The Treasurer is authorized and directed to apply in payment of all sums borrowed plus interest, all of the moneys collected or received on account in respect of taxes levied for the current year or from any other source, which may lawfully be applied for this purpose.

4. The Treasurer is authorized to furnish to CIBC a statement showing the nature and amount of the estimated revenues of the County not yet collected and also showing the total of any amounts borrowed that have not been repaid.

5. This By-Law may be cited as the “CIBC Bridge Loan - Kincardine Housing Project By-law No. 2019-065”.

6. This by-law shall come into effect the 5th day of December, 2019.

Passed this 5th day of December 2019.

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Warden

Donna Van Wyck
Clerk