



*A People Place, A Change of Pace*  
**SHELBURNE**  
ONTARIO, CANADA

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**Meeting Date:** Monday, January 10, 2022

**To:** Mayor & Members of Council

**From:** Carey Holmes, Director of Financial Services/Treasurer

**Report:** Financial Services 2022-01

**Subject:** **Annual Borrowing By-Law**

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### Recommendation

**Be it Resolved that** Council of the Town of Shelburne receives the staff report FS 2022-01 with respect to the Annual Borrowing By-Law, and that

Leave be given for the reading and enacting of By-Law 01-2022 being a By-Law to authorize the borrowing of \$9,655,515.00

### Background

Under the Municipal Act, a municipality may deem it necessary to temporarily borrow monies from time to time to meet the current expenditures of the year and until taxes and other revenues are collected. Current expenditures of the year include but are not limited to: debt payments, school board levy purposes, reserves, and any other purpose that a municipality is required by law to provide for.

## Analysis

The total amount borrowed at any one time plus any outstanding amount of principal and accrued interest already borrowed must not exceed 75% of uncollected revenues.

The uncollected revenues of taxation and utilities budgeted for 2022 totals \$12,874,021.00 - 75% represents \$9,655,515.00.

## Financial Impact & Changes

The passing of this by-law allows for temporary borrowing, if required, during 2022.

## Council Strategic Priorities

Council's Strategic Priorities has three Goals - Sustainable, Engaged and Livable. There is a total of 12 targets within the three Goals.

This report aligns with the Sustainable Goals within the Targets:

Target T1 – Develop long term (10-15 year) Financial Plan

Target T3 – Invest and Fund Critical Infrastructure for Future

## Supporting Documentation

Appendix 1 – By-Law 01-2022

Respectfully Submitted & Prepared by:

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Carey Holmes, Treasurer

Reviewed by:

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Denyse Morrissey, CAO

# THE CORPORATION OF THE TOWN OF SHELBURNE

## BY-LAW #01-2022

### BEING A BY-LAW TO AUTHORIZE THE BORROWING OF \$9,655,515.00

**WHEREAS** pursuant to Section 407 (1), (2) and (3) of the Municipal Act, 2001, S. O. 2001, c25, as amended, the Council of the Corporation of the Town of Shelburne deems it necessary to borrow monies from time to time to meet, until the taxes are collected, the current expenditures for the year 2022 (hereinafter called "the year").

**AND WHEREAS** pursuant to the authority of this by-law the amount that may be borrowed at any one time, together with the total of any similar borrowings that have not been repaid, shall not exceed the sum of \$9,655,515.00.

**AND WHEREAS** the total amount of the estimated revenues of the Corporation as set forth in the estimate adopted for the (next preceding) year, not including revenues derivable or derived from the sale of assets, borrowings or issues of debentures or from surplus including proceeds from the sale of assets is \$12,874,021.00.

**AND WHEREAS** the amount of uncollected revenues of the Corporation for the year based on the estimated revenues for the (next preceding) year is 12,874,021.00.

**AND WHEREAS** 75% of such uncollected revenues, less the amount of similar borrowings that are still unpaid, is \$0 as calculated under subsection (2) of the Municipal Act:

- (a) 50% of the total estimated revenues from January 1 to September 30 in the year; and
- (b) 25% of the total estimated revenues from October 1 to December 31 in the year

**NOW THEREFORE** the Council of the Corporation of the Town of Shelburne hereby enacts as follows:

1. That the Head of Council and Treasurer are hereby authorized on behalf of the Corporation to borrow monies from time to time, by way of promissory note, from the Royal Bank of Canada, necessary to meet, until the taxes are collected, the current expenditures of the Corporation for the year, provided that the amount that may be borrowed at any one time, together with the total of any similar borrowings that have not been repaid, shall not exceed the sum of nine million, six hundred and fifty-five thousand, and five hundred and fifteen dollars \$9,655,515.00 and to give, on behalf of the Corporation, to the said Bank a promissory note or notes, sealed with the corporation seal and signed by the Head and Treasurer for the monies to be borrowed with interest at the Bank's prime interest rate which shall be as notified by the Bank to the Treasurer from time to time.
2. All sums borrowed pursuant to the authority of this by-law as well as all other sums borrowed in the year and all preceding years from the said Bank to meet current expenditures of the Corporation shall, with interest thereon, be a charge upon the whole of the revenues of the Corporation for the year and for all preceding years as and when such revenues are received.
3. The Treasurer is hereby authorized and directed to apply in payment of all sums borrowed as aforesaid, together with interest thereon, all of the monies hereafter collected or received either on account or realized in respect of the taxes levied for the year and preceding years, or from any other source, which may lawfully be applied for such purpose.

**READ A FIRST, SECOND AND THIRD TIME** in Open Council, and finally passed this 10<sup>th</sup> day of January 2022.

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MAYOR

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CLERK