

## **CITY OF VAUGHAN**

### **EXTRACT FROM COUNCIL MEETING MINUTES OF MARCH 19, 2013**

Item 3, Report No. 4, of the Finance and Administration Committee, which was adopted without amendment by the Council of the City of Vaughan on March 19, 2013.

**3**

#### **TEMPORARY BORROWING BY-LAW 2013**

The Finance and Administration Committee recommends approval of the recommendation contained in the following report of the Commissioner of Finance & City Treasurer and the Director of Development Finance & Investments, dated March 4, 2013:

##### **Recommendation**

The Commissioner of Finance & City Treasurer and the Director of Development Finance & Investments recommend:

1. That Council enact a Temporary Borrowing By-law for an amount up to \$50,000,000 from the City corporate bank of record.

##### **Contribution to Sustainability**

Not Applicable

##### **Economic Impact**

There is no cost to have a temporary borrowing available to the City; however, there would be an economic impact to the extent of interest carrying costs on amounts, if borrowing is required.

##### **Communications Plan**

Not applicable

##### **Purpose**

The purpose of this report is to obtain Council approval to allow the City of Vaughan to temporarily borrow funds, if required to do so.

##### **Background – Analysis and Options**

Section 407(1) of the Municipal Act states:

“At any time during a fiscal year, a municipality may authorize temporary borrowing until the taxes are collected and other revenues are received, of the amount Council considers necessary to meet the current expenditures of the municipality for the year ....”

In the past the City of Vaughan has avoided bank financing for operating purposes. Sound cash management practices supported by fiscal policies have stabilized Vaughan's financial position. However, as a matter of practice, a temporary borrowing by-law is recommended for unforeseen circumstances.

In the event the City requires bank financing, the City's borrowing rate is Bank Prime Rate less 0.50%. Currently the Bank Prime Rate is 3.00%.

The amount borrowed at any time should not exceed the provisions set out in Section 407(2) of the Municipal Act:

- a) from January 1 to September 30 in the year, 50 percent of the total estimated revenues of the municipality as set out in the budget adopted for the year; and

**CITY OF VAUGHAN**

**EXTRACT FROM COUNCIL MEETING MINUTES OF MARCH 19, 2013**

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- b) from October 1 to December 31 in the year, 25 percent of the total estimated revenues of the municipality as set out in the budget adopted for the year.

The temporary borrowing by-law authorizes the City Treasurer from time to time as conditions may warrant, to borrow from the City's corporate bank such sums as may be necessary within the provisions of Section 407(2) of the Municipal Act. The upset amount deemed necessary is estimated not greater than \$50,000,000. The limit permitted by the Municipal Act based on the 2013 adopted budget is \$119,200,000 from January 1, 2013 to September 30, 2013 and \$59,600,000 from October 1, 2013 to December 31, 2013.

**Relationship to Vaughan Vision 2020/Strategic Plan**

This report supports the strategic priorities established by the Vaughan Vision 2020 in particular "Ensure Financial Sustainability".

**Regional Implications**

Not applicable

**Conclusion**

This report seeks Council authorization for the City Treasurer, from time to time as conditions may warrant, to borrow from the Toronto Dominion Bank (City's Corporate Bank) in Vaughan, Ontario such sums as may be deemed necessary within the provision of Section 407(2) of the Municipal Act.

**Attachments**

None

**Report prepared by:**

Lloyd Noronha  
Director of Development Finance & Investments  
Ext. 8271

**TEMPORARY BORROWING BY-LAW 2013**

**Recommendation**

The Commissioner of Finance & City Treasurer and the Director of Development Finance & Investments recommend:

1. That Council enact a Temporary Borrowing By-law for an amount up to \$50,000,000 from the City corporate bank of record.

**Contribution to Sustainability**

Not Applicable

**Economic Impact**

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#### **Attachments**

None

#### **Report prepared by:**

Lloyd Noronha  
Director of Development Finance & Investments  
Ext. 8271

Respectfully submitted,

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Barbara Cribbett, CMA  
Commissioner of Finance & City Treasurer

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Lloyd Noronha  
Director of Development Finance & Investments

# ***THE CITY OF VAUGHAN***

# ***BY-LAW***

## **BY-LAW NUMBER 019-2013**

**A By-law to authorize the temporary borrowing of a sum that shall not exceed \$50,000,000 during the year 2013.**

WHEREAS the Council of The Corporation of the City of Vaughan (hereinafter called the "City") deems it necessary, in order to meet the City's current expenditures, to borrow a sum not to exceed \$50,000,000 for the year 2013, until taxes are collected and other revenues are received;

AND WHEREAS the total estimated revenues of the City, as set forth in the estimates adopted for the year 2013, is \$238,483,397 and to date the City has borrowed a total of \$0;

AND WHEREAS the total amount to be borrowed in 2013 for the purposes mentioned in subsection 407(1) of the *Municipal Act, 2001*, S.O. 2001, c. 25, as amended, will not exceed the limits set out in subsection 407(2);

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

1. That the City is hereby authorized to borrow from time to time by way of promissory note from the City's corporate bank of record, a sum or sums which together with any similar borrowings that have not been repaid, shall not exceed the sum of \$50,000,000, which monies are to be used to meet the City's expenditures until taxes due are collected and other revenues are received for the year.
2. That the Mayor and City Treasurer are hereby authorized to execute on behalf of the City a promissory note or notes in favour of the City's bank, for the monies so borrowed, which may include terms related to, but not limited to, payment(s), repayment(s) in advance or otherwise, and such rate of interest as may be agreed upon from time to time with the said Bank.
3. That this By-law comes into force and effect on the 19th day of March 2013.

Enacted by City of Vaughan Council this 19<sup>th</sup> day of March, 2013.

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Hon. Maurizio Bevilacqua, Mayor

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Jeffrey A. Abrams, City Clerk

Authorized by Item No. 3 of Report No. 4  
of the Finance and Administration Committee  
Adopted by Vaughan City Council on March 19, 2013