

VILLAGE OF PORT CLEMENTS

BYLAW NO. 378

A Bylaw of the Village of Port Clements to provide for the borrowing of money in anticipation of revenue.

The Council for the Village of Port Clements in open meeting assembled enacts as follows:

Whereas:

- A. The Village of Port Clements (the "Municipality") does not have sufficient money on hand to meet the current lawful expenditures of the Municipality;
- B. Section 177 of the Community Charter permits the Council, without any further approval, consent or assent to borrow money necessary to
 - (a) meet current lawful expenditures, and
 - (b) pay amounts required to meet the Municipality's taxing obligations in relation to another local government or other public body;
- C. The Municipality's outstanding debt for the purposes of Section 177, must not exceed the total of:
 - (a) the unpaid taxes for all purposes imposed during the current year (deemed to be 75% of all taxes imposed for all purposes in the preceding year), and
 - (b) the money remaining due from other governments.
- D. The unpaid taxes calculated as 75% of all taxes imposed for all purposes for the 2009 tax year are \$231,773.24 and the money remaining due from other governments is \$0 totaling \$231,773.24 the total representing the maximum amount that may be borrowed under this bylaw.

NOW THEREFORE, the Council for the Village of Port Clements in open meeting assembled, **ENACTS AS FOLLOWS:**

1. This Bylaw may be cited as "The Village of Port Clements Revenue Anticipation Borrowing Bylaw No. 378, 2010".
2. The Council is authorized to borrow upon the credit of the Municipality from the Canadian Imperial Bank of Commerce an amount or amounts not exceeding the sum of two hundred thirty one thousand seven hundred and seventy three dollars. (\$231,773.00), as may be required and to pay interest thereon at the prime rate of the Canadian Imperial Bank of Commerce.
3. The form of obligation to be given as acknowledgment of the liability shall be a promissory note or notes, or an overdraft agreement bearing the corporate seal and signed by the Mayor and the Treasurer.

READ A FIRST TIME THIS 1st Day of February, 2010.

READ A SECOND TIME THIS 1st Day of February, 2010.

READ A THIRD TIME THIS 1st Day of February, 2010.

RECONSIDERED AND FINALLY ADOPTED THIS 15th Day of February, 2010.


CORY BELVES
MAYOR


HEATHER NELSON-SMITH
CLERK/TREASURER

CERTIFIED A TRUE COPY OF VILLAGE OF
Revenue Anticipation Borrowing Bylaw No. 378, 2010".