

THE CORPORATION OF THE TOWN OF MATTAWA

BY-LAW NUMBER 24-02

BEING a by-law to enter into an agreement with the Bank of Nova Scotia for borrowing of funds if required.

WHEREAS the Council of the Corporation of the Town of Mattawa, (the Corporation) deems it necessary to borrow the sum of **Five Hundred Thousand dollars (\$500,000.00)** to meet, until the taxes are collected and other revenues are received, current expenditures of the Corporation for the year.

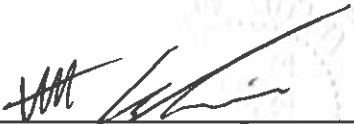
NOW THEREFORE the Council of the Town of Mattawa enacts as follows:

1. **THAT** the **Mayor, Deputy Mayor, Chair of Public Services, CAO/Treasurer, Deputy-Treasurer or Clerk** are hereby authorized to borrow on behalf of the Corporation from THE BANK OF NOVA SCOTIA (the 'Bank') from time to time by way of promissory note or bankers' acceptance a sum or sums not exceeding at any one time **Five Hundred Thousand Dollars, (\$500,000.00)** to meet, until the taxes are collected and other revenues are received, current expenditures of the Corporation for the year **2024**.
2. **THAT** **Any two of the persons listed above in #1** are hereby authorized to sign, make or draw on behalf of the Corporation and to furnish to the Bank from time to time promissory notes or bankers acceptances for the sum or sums so borrowed with Interest or any other charges at such rate as the Bank may from time to time determine.
3. **THAT** the **Treasurer** is hereby authorized and directed to furnish to the Bank at the time of each borrowing and at such other times as the Bank may from time to time request, a statement showing the nature and amount of the estimated revenues of the current year not yet collected or where the estimates for the year have not been adopted, a statement showing the nature and amount of the estimated revenues of the Corporation as set forth in the estimates adopted for the next preceding year and also showing the total of any amounts borrowed in the current year and in any preceding year that have not been repaid.
4. **THAT** all sums borrowed from the Bank and any interest thereon and any other charges in connection therewith shall, be a charge upon the whole of the revenues of the Corporation for the current year and for any preceding years as and when such revenues are received and that the **Treasurer** is hereby authorized to sign on behalf of the Corporation and to furnish to the Bank an Agreement or Agreements of the Corporation charging the said revenues of the Corporation with payment of all sums borrowed from the Bank and any interest thereon and any other charges in connection therewith.
5. **THAT** the **Treasurer** is hereby authorized and directed to apply in payment of all sums borrowed from the Bank, and of any Interest thereon and any other charges in connection therewith, all of the moneys hereafter collected or received on account or realized in respect of the taxes levied for the current year and for any preceding years and all of the monies collected or received from any other source.
6. **THAT** the **Treasurer** and **Mayor** are hereby authorized and directed to execute, on

behalf of the Council of the Corporation of the Town of Mattawa, the Bank of Nova Scotia's Security Agreement, in accordance with the terms of the agreement attached to this By-Law and known as Schedule "A".

READ A FIRST and SECOND time, this 8th day of January, 2024.

READ A THIRD time and FINALLY PASSED this 8th day of January, 2024.



Deputy Mayor



Clerk

**SECURITY AGREEMENT
MUNICIPALITIES AND SCHOOL BOARDS**

To: THE BANK OF NOVA SCOTIA, (the "Bank")

WHEREAS by a 'By-law or Resolution passed by the Council of the Corporation of the Town of Mattawa on the 8th day of January, 2024 authority was given to the Mayor, Deputy Mayor, Chair of Public Services, CAO/Treasurer, Deputy-Treasurer or Clerk to borrow from the Bank the sum or sums therein mentioned and this Agreement was authorized.

AND WHEREAS the Corporation desires to borrow the said sum or sums from the Bank.

NOW IT IS HEREBY AGREED by the Corporation that in consideration of the Bank advancing or providing the said sum or sums to the Corporation that all the revenues of the Corporation of whatever nature and kind are hereby charged to and in favour of the Bank, as security for payment of the monies so advanced or provided by the Bank and any interest thereon and any other charges in connection therewith and the Bank shall have a lien upon all such revenues until the charge hereby and by the said By-law or Resolution created is satisfied.


The Corporation represents and warrants that the whole or any part or parts of the revenues of the Corporation are not subject to any prior charge, except as disclosed to the Bank in writing.

IN WITNESS THEREOF the Corporation has caused this agreement to be executed by its proper officers as required by law this 8th day of January, 2024.

WITNESS:



) By: Sign 
)
) Title: Deputy Mayor

)
) Sign  c/s
) Title: Interim CAO/Treasurer

DATE RECEIVED
RECORDED-
APPROVED-
E.O.