



The Regional Municipality of Durham Report

To: Finance & Administration Committee
From: Commissioner of Finance
Report: #2023-F-17
Date: September 12, 2023

Subject:

Tile Drainage Loans on behalf of the Township of Brock for Ms. Candice Greer (C845 Concession Road 11, Lot 10, Cannington, ON) and Mr. Jason Creighton (C845 Concession Road 11, Lot 9, Cannington, ON)

Recommendation:

That the Finance & Administration Committee recommends to Regional Council that:

- A) Funds in the amount of \$50,000 be advanced to the Township of Brock with respect to a loan application pursuant to the *Tile Drainage Act*, R.S.O., 1990, c. T. 8 (the "Act") for Ms. Candice Greer (C845 Concession Road 11, Lot 10) in the Cannington area of the Township of Brock).
 - B) Funds in the amount of \$20,500 be advanced to the Township of Brock with respect to a loan application pursuant to the *Tile Drainage Act*, R.S.O., 1990, c. T. 8 (the "Act") for Mr. Jason Creighton (C845 Concession Road 11, Lot 9) in the Cannington area of the Township of Brock).
 - C) The requisite by-laws be approved by Regional Council.
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Report:

1. Purpose

1.1 The purpose of this report is to advise the Finance and Administration Committee of the Township of Brock's application, on behalf of the property owners Ms. Candice Greer and Mr. Jason Creighton, under the Act for a loan for the purpose of constructing sub-surface drainage works on their properties, and further to seek authorization for the requisite by-laws.

2. Background

Under this provincial program, landowners are eligible for a loan for up to 75% of the total cost of the tile drainage work up to a maximum of \$50,000 in any fiscal year. The 2023 Tile Loan Program has set the fixed interest rate of 6% for the 10-year term of the loan.

- 2.1 The Township of Brock is required to: (i) review the loan application; (ii) confirm with the Province that sufficient provincial funding is available for the loan; (iii) obtain the Township of Brock's Council approval for the loan and the allocation of funds; and (iv) pass a Rating By-law.

3. Analysis

- 3.1 The Regional Treasurer received the Township of Brock's submission on behalf of Ms. Candice Greer for a tile drainage loan ("Tile Loan") in the amount of \$50,000 and Mr. Jason Creighton for a Tile Loan in the amount of \$22,500 for the installation of a tile drainage system on the landowner's properties located on C845 Concession Road 11, Lot 10 and C845 Concession Road 11, Lot 9, respectively, in the Cannington area of the Township of Brock. Oct 1, 2023 is the agreed date of issue of the Region's tile drainage debenture for the Tile Loan.

- 3.2 The Township of Brock, in accordance with the Act has provided the following required documents to the Region for:

Ms. Candice Greer:

- A) copy of Ms. Candice Greer's application for the Tile Loan in the amount of \$50,000;
- B) copy of resolution number 2023-164 dated June 26, 2023 from the Township of Brock approving the \$50,000 Tile Loan;
- C) certified copy of Township of Brock's rating by-law, Number 3202-2023, being a by-law to impose annual drainage rates upon land in respect of which money will be borrowed under the Act;
- D) inspection and completion certificate of the work completed; and
- E) drainage map

Mr. Jason Creighton:

- A) copy of Mr. Jason Creighton's application for the Tile Loan in the amount of \$20,500;
- B) copy of resolution number 2023-165 dated June 26, 2023 from the Township of Brock approving the \$20,500 Tile Loan;
- C) certified copy of Township of Brock's rating by-law, Number 3203-2023, being a by-law to impose annual drainage rates upon land in respect of which money will be borrowed under the Act;
- D) inspection and completion certificate of the work completed; and
- E) drainage map

3.3 The Region is now required to approve a borrowing by-law to authorize the issuance of the tile drainage debenture, a by-law to raise money to aid in the construction of drainage works and a by-law to impose annual drainage rates upon the land in the Township of Brock in respect of which the money will be borrowed to collect the annual instalments of principal and interest required for the repayment for the Tile Loan.

4. Financial Implication

4.1 There are no financial implications for the Region. The Region is the facilitator acting as the administrator between the Province, the Township of Brock and the landowner(s).

4.2 The Region obtains the funds in the amount of the Tile Loan from the Province through the Ministry of Agriculture, Food and Rural Affairs and provides such funds to the Township of Brock to provide to the landowner(s).

4.3 In accordance with the Act, the Region imposes annual levies upon the Township of Brock for the annual instalments of principal and interest required for the repayment of the Tile Loan to the Province.

5. Conclusion

5.1 Council of the Township of Brock has approved Ms. Candice Greer's and Mr. Jason Creighton's applications for Tile Loans in the amounts of \$50,000 and \$20,500 respectively, under the Act and submitted the required documents to the Region.

5.2 In accordance with the Act, Regional Council approval of a borrowing by-law to authorize the issuance of the tile drainage debenture, a by-law to raise money to aid in the construction of drainage works as well as a by-law to impose annual levies upon the Township of Brock to collect the annual instalments of principal and interest for the repayment of the Tile Loan is required.

5.3 Regional Council has provided the Debenture Committee with the authority to enact by-laws for debentures and financial agreements including agreements for temporary borrowing, promissory notes, bankers' acceptances, bank loan agreements, for long-term borrowing, debentures, and to execute all documents necessary to give effect to the foregoing.

Respectfully submitted,

Original Signed By

Nancy Taylor, BBA, CPA, CA
Commissioner of Finance

Recommended for Presentation to Committee

Original Signed By

Elaine C. Baxter-Trahair
Chief Administrative Officer