

COUNTY OF ELGIN

By-Law No. 25-27

**“BEING A BY-LAW TO APPROVE A TRANSFER PAYMENT AGREEMENT WITH
HIS MAJESTY THE KING IN RIGHT OF THE PROVINCE OF ONTARIO AS
REPRESENTED BY THE MINISTER OF INFRASTRUCTURE UNDER THE
HOUSING-ENABLING CORE SERVICING (HECS) STREAM OF THE MUNICIPAL
HOUSING INFRASTRUCTURE PROGRAM (MHIP) FOR THE RECONSTRUCTION
OF UNION ROAD AND FINGAL LINE IN THE VILLAGE OF FINGAL AND, FURTHER
THERETO, TO AUTHORIZE THE WARDEN AND CHIEF ADMINISTRATIVE
OFFICER TO EXECUTE THE SAID TRANSFER PAYMENT AGREEMENT ON
BEHALF OF ELGIN COUNTY”**

WHEREAS Section 5(3) of the Municipal Act, 2001, S.O. 2001, c. 25, as amended, grants municipal power to exercise its capacities, rights, powers, and privileges by by-law;

AND WHEREAS Section 8(1) of the said Act also confers broad authority to municipalities to govern its affairs as it considers appropriate;

AND WHEREAS Section 9 of the said Act also confers upon a municipality the right, power, and privileges of a natural person for the purpose of exercising its authority under that or any other Act, which right, power, and privileges include the authority to enter into and execute agreements;

AND WHEREAS the Government of Ontario (“Ontario”) has established and funded the Municipal Housing Infrastructure Program (MHIP) – Housing Enabling Core Servicing Stream (HECS) to fund projects aimed at the development, repair, rehabilitation and expansion of municipal roads and bridges to promote growth and enable housing for growing and developing communities;

AND WHEREAS Elgin County has applied for financial support from the Ministry of Infrastructure to fund the reconstruction of Union Road and Fingal Line within the Village of Fingal (“Project”), and Ontario has approved the said Project for financial support to a maximum contribution of \$3,697,500;

AND WHEREAS a condition for receipt and use of such financial support requires Elgin County, as a recipient of funding, to enter into a written Transfer Payment Agreement with His Majesty the King in Right of the Province of Ontario as represented by the Minister of Infrastructure;

AND WHEREAS Elgin County Council is satisfied that it is in the best interests of and advisable for the Municipality to enter into the said Transfer Payment Agreement to secure access to the financial support granted therein.

NOW THEREFORE the Municipal Council of the Corporation of the County of Elgin enacts as follows:

1. THAT the proposed Transfer Payment Agreement between His Majesty the King in Right of the Province of Ontario as represented by the Minister of Infrastructure and the Corporation of the County of Elgin in respect of the

financial support to fund the reconstruction of Union Road and Fingal Line in the Village of Fingal be and same is hereby approved for execution.

2. THAT on the advice and direction of the Director of Legal Services, the Warden and Chief Administrative Officer be authorized and directed to enter into and execute the proposed Transfer Payment Agreement between His Majesty the King in Right of the Province of Ontario as represented by the Minister of Infrastructure and the Corporation of the County of Elgin in respect of the financial support to fund the reconstruction of Union Road and Fingal Line in the Village of Fingal.
3. THAT this By-Law shall become effective once signed by the Warden and Chief Administrative Officer for the County of Elgin and, further thereto, that the Transfer Payment Agreement contemplated herein shall become effective once executed by all Parties thereto.

READ A FIRST, SECOND, AND THIRD TIME AND FINALLY PASSED THIS 8th DAY OF JULY 2025.

Blaine Parkin,
Chief Administrative Officer/Clerk.

Grant Jones,
Warden.