

Bill No. 194
2020

By-law No. A.-_____ - ____

A by-law to ratify and confirm the Annual Resolutions of the Shareholder of the Housing Development Corporation, London.

WHEREAS the Housing Development Corporation, London is incorporated under the *Business Corporations Act* R.S.O. 1990, c.B.16 (the “BCA”);

AND WHEREAS subsection 104(1)(b) of the BCA provides that a resolution in writing dealing with all matters required by the BCA to be dealt with at a meeting of shareholders, and signed by all the shareholders or their attorney authorized in writing entitled to vote at the meeting, satisfies all the requirements of the BCA relating to that meeting of shareholders;

AND WHEREAS The Corporation of the City of London is the sole shareholder of Housing Development Corporation, London;

AND WHEREAS Subsection 9 of the *Municipal Act, 2001* provides that a municipality has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under this or any other Act;

AND WHEREAS Subsection 5(3) of the *Municipal Act, 2001* provides that a municipal power shall be exercised by by-law;

NOW THEREFORE the Municipal Council of The Corporation of the City of London enacts as follows:

1. The Annual Resolutions of the Shareholder of the Housing Development Corporation, London for the fiscal year ended December 31, 2019, attached as Schedule “1” are ratified and confirmed.
2. The Mayor and the City Clerk are authorized to execute the Annual Resolutions of the Shareholder ratified and confirmed under section 1 of this by-law.
3. This by-law comes into force and effect on the day it is passed.

PASSED in Open Council on June 16, 2020.

Ed Holder
Mayor

Catharine Saunders
City Clerk

First Reading – June 16, 2020
Second Reading – June 16, 2020
Third Reading – June 16, 2020

SCHEDULE "1"

HOUSING DEVELOPMENT CORPORATION, LONDON (the "Corporation")

WHEREAS subsection 104(1)(b) of the *Business Corporations Act* (Ontario) (the "Act") provides that a resolution in writing dealing with all matters required by the Act to be dealt with at a meeting of shareholders, and signed by all the shareholders or their attorney authorized in writing entitled to vote at the meeting, satisfies all the requirements of the Act relating to that meeting of shareholders;

The following resolutions, signed by the sole shareholder of the Corporation entitled to vote thereon, are hereby passed pursuant to the provisions of the Act:

FINANCIAL STATEMENTS

It is hereby acknowledged that the balance sheet of the Corporation as at December 31, 2019, and the other audited financial statements, together with Auditors' Report, of the Corporation for the financial year ended on such date have been received by the undersigned shareholder of the Corporation.

ELECTION OF INTERIM DIRECTOR

WHEREAS notwithstanding the Articles of Incorporation of the Housing Development Corporation, London provides for a minimum of three (3) directors, The Sole Shareholder, on September 17, 2019 resolved to appoint an interim director of the Corporation, being a member of the City of London's Civic Administration having expertise and experience in various housing service perspectives, homelessness prevention and supportive housing services; and

AND WHEREAS the term of the interim director expires at the annual meeting of the shareholders pursuant to paragraph 6.2 of the Declaration of the Sole Shareholder or at such time as the completion of the review of how affordable housing development services would be implemented in the future, whichever comes first;

NOW THEREFORE BE IT RESOLVED THAT:

1. The following person, being the interim director that is a member pursuant to section 6.2 of the Declaration of the Sole Shareholder is hereby elected as the interim director of the Corporation to hold office for a term with the expiry at the annual meeting of the shareholders or at such time as the completion of the review of how affordable housing development services would be implemented in the future, whichever comes first:

Craig Cooper, Manager, Homeless Prevention Services

APPOINTMENT OF AUDITORS

3. KPMG LLP are hereby appointed auditors of the Corporation to hold office until the close of the next annual meeting of the shareholders or until a successor is appointed by the shareholder at such remuneration as may be fixed by the directors and the directors are hereby authorized to fix such remuneration.

DATED this ____ day of _____, 2020.

The Corporation of the City of London

By: _____
Name: Ed Holder
Title: Mayor

By: _____
Name: Catharine Saunders
Title: City Clerk