

Authority: Executive Committee Item EX23.2, as adopted by City of Toronto Council on March 28 and 29, 2017

CITY OF TORONTO

BY-LAW 587-2017

To amend the City of Toronto Municipal Code by adding Chapter 112, Investment Board, to create an Investment Board for the City of Toronto.

Whereas at its meeting of March 28 and 29, 2017, City Council established a new City board to control and manage the City's investments pursuant new investment powers under Ontario Regulation 610/06 commencing on January 1, 2018; and

Whereas City Council adopted terms of reference for the Investment Board;

The Council of the City of Toronto enacts:

1. The City of Toronto Municipal Code is amended by adding Schedule A to this By-law as Chapter 112, Investment Board.

Enacted and passed on May 26, 2017.

Frances Nunziata,
Speaker

Ulli S. Watkiss,
City Clerk

(Seal of the City)

Schedule A

CHAPTER 112, INVESTMENT BOARD

**ARTICLE 1
General**

§ 112-1.1 Definitions.

As used in this Chapter, the following terms shall have the meaning indicated.

ACT - *City of Toronto Act, 2006.*

MEMBER - a member of the Investment Board including the Chair.

REGULATION - Ontario Regulation 610/06 under the Act.

CHIEF FINANCIAL OFFICER - the person appointed by Council as Deputy City Manager and Chief Financial Officer, and as Treasurer under section 138 of the Act.

**ARTICLE 2
Establishment of Board**

§ 112-2.1. Establishment.

- A. A City board known as the Investment Board is established to act on behalf of Council for the purposes of exercising control and management of the City's investment of City funds not immediately required by the City.
- B. The Investment Board is a City board and is an agent of the City for the purposes set out in this chapter.

§ 112-2.2. Mandate.

- A. Commencing, January 1, 2018, City Council's powers and duties to invest the City's funds not immediately required by the City are delegated to the Investment Board.
- B. The Investment Board shall adopt an Investment Plan that implements the Investment Policy adopted by Council, which Investment Plan shall:
 - (1) set out how the Investment Board will invest the City's funds; and
 - (2) the Investment Board's projections of the portions of the City's portfolio of investments to be invested at the end of the year in each type of security selected by the Investment Board.

- C. The Investment Board shall exercise its powers and duties in accordance with the Investment Policy adopted by Council, its Investment Plan adopted under Subsection B, and in accordance with the prudent investor standard required by the Regulation.
- D. The Investment Board may retain agents to act on its behalf in accordance with the Regulation.

ARTICLE 3
Board Composition

§ 112-3.1. Members.

- A. The Investment Board is composed of seven persons as follows:
 - (1) a Chair appointed by Council; and
 - (2) six members, one of whom will be the Chief Financial Officer.

§ 112-3.2. Eligibility and qualifications.

- A. No member of the Board shall be:
 - (1) an officer or employee of the City, with the exception of the Chief Financial Officer, or
 - (2) a Member of City Council.

ARTICLE 4
Term

§ 112-4.1. Term of members appointment.

- A. The term of the Investment Board members shall be four years until their successors are appointed, served at pleasure of Council.
- B. The terms of the members will be staggered by two year intervals. Three of the initial members will be appointed for a term of two years, while three of the initial members will be appointed for a term of four years.
- C. No member shall serve on the Investment Board for more than two terms.