

TOWN OF THREE HILLS

BYLAW NO. 1487-22

2023 OPERATING BORROWING EXPENDITURE BYLAW

A BYLAW OF THE TOWN OF THREE HILLS, IN THE PROVINCE OF ALBERTA, TO AUTHORIZE BORROWING FROM THE ATB FINANCIAL IN THE TOWN OF THREE HILLS, FOR THE PURPOSE OF BORROWING FOR OPERATIONS.

WHEREAS Section 256 of the *Municipal Government Act*, RS.A. 2000, c. M-26, provides for a municipality to borrow such sums as are deemed necessary to meet current operating expenditures; and

WHEREAS the Council of the Town of Three Hills (hereinafter called the "Corporation") in the Province of Alberta, considers it necessary to borrow certain sums of money for the purpose of Borrowing for Operations;

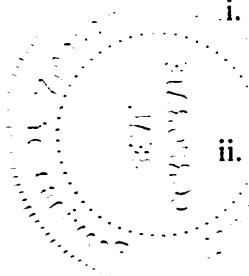
NOW THEREFORE the Council of the Town of Three Hills, duly assembled, hereby enacts as follows:

SHORT TITLE

1. This Bylaw may be cited as the "Operating Expenditure Borrowing Bylaw".

PROVISIONS

2. The Corporation borrow from ATB Financial (ATB), up to the principal sum of one million, sixty thousand dollars (\$1,060,000.00) repayable upon demand at a rate of interest per annum from time to time established by ATB, and such interest will be calculated daily and due and payable monthly on the last day of each and every month.
3. The Chief Elected Official and the Chief Administrative Officer are authorized for and on behalf of the Corporation:
 - a. to apply to ATB for the aforesaid loan to the Corporation and to arrange with ATB the amount term, and conditions of the loan and security or securities to be given to ATB;
 - b. as security for any money borrowed from ATB
 - i. to execute promissory notes and other negotiable instruments or evidences of debt for such loans and renewals of all such promissory notes and other negotiable instruments or evidences of debts;
 - ii. to give or furnish to ATB all such securities and promises as ATB may require to secure repayment of such loans and interest thereon; and



- iii. to execute all security agreements, hypothecations, debentures, charges, pledges, conveyances, assignments, and transfers to and in favour of ATB of all or any property, real or personal, moveable or immovable, now or hereafter owned by the Corporation or in which the Corporation may have any interest, and any other documents or contracts necessary to give or to furnish to ATB the security or securities required by it.
4. The source or sources of money to be used to repay the principal and interest owing under the borrowing from ATB are taxes, user fees, and investment income.
5. The amount to be borrowed and the term of the loan will not exceed any restrictions set forth in the *Municipal Government Act*.
6. In the event that the *Municipal Government Act* permits extension of the term of the loan and in the event the Council of the Corporation decides to extend the loan and ATB is prepared to extend the loan, any renewal or extension, bill, debenture, promissory note, or other obligation executed by the officers designated in paragraph 3 hereof and delivered to ATB will be valid and conclusive proof as against the Corporation of the decision of the Council to extend the loan in accordance with the terms of such renewal or extension, bill, debenture, promissory note, or other obligation, and ATB will not be bound to inquire into the authority of such officers to execute and deliver any such renewal, extension document or security.
7. The borrowing authority under this bylaw will be effective until December 31, 2023.

REPEAL


8. Bylaw No. 1483-22 the 2022 Operating Expenditure Borrowing Bylaw is repealed.

THIS BYLAW SHALL TAKE FULL FORCE AND EFFECT UPON DATE OF FINAL READING.

READ A FIRST TIME this 14th day of November 2022.

READ A SECOND TIME this 14th day of November 2022.

READ A THIRD TIME AND FINAL TIME, with unanimous consent, this 14th day of November 2022.



MAYOR



CHIEF ADMINISTRATIVE OFFICER