TOWN OF TROCHU
BYLAW NO. 2021-14
MUNICIPAL BORROWING BY-LAW

For the Purpose Specified in Section 261 of the *Municipal Government Act*, RSA 2000, c M-26

WHEREAS; the Council of the Town of Trochu (hereinafter called the "Corporation"), in the Province of Alberta, considers it necessary to borrow certain sums of money for the purposes of:

Restructuring the borrowing approved under Bylaw No. 2006-03 for the purchase of 40 acres of land more or less for legally described as Lot 1; Block 1; Plan 0714670.

NOW THEREFORE; pursuant to the provisions of the *Municipal Government Act,* it is hereby enacted by the Council of the Corporation as a Bylaw that:

1. The Corporation borrow from Alberta Treasury Branches ("ATB") up to the principal sum of $176,000.00 repayable upon demand at a rate of interest per annum from time to time established by ATB (not to exceed 10%), and such interest will be calculated daily and due and payable monthly o the last day of each and every month.

2. Prior to demand the Corporation make, on account of the borrowing, annual principal payments of $16,000.00 each, or as many subsequently be agreed with ATB in writing for a term of eleven (11) years.

3. The Chief Elected Officer 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, terms 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 such promissory notes and other negotiable instruments or evidences of debts;

      ii. to give or furnish ATB all such securities and promises as ATB may require to secure repayment of such loans and interest thereon;

      iii. and 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:

   a) The sale of lots
   b) Taxation

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 the 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 to the authority of such officers to execute and deliver any such renewal, extension document or security.

7. This Bylaw comes into force on the final passing thereof.

READ A FIRST TIME this 22nd day of November 2021.

READ A SECOND TIME this 22nd day of November 2021.

READ A THIRD AND FINAL TIME this 22nd day of November 2021.

CERTIFICATE

WE HEREBY CERTIFY that the foregoing Bylaw was duly passed by the Council of the Corporation therein mentioned at a duly and regularly constituted meeting thereof held on this 22nd day of November, 2021 at which a quorum was present, as entered in the minutes of the said Council, and that the Bylaw has come into force and is still in full force and effect.

WITNESS our hands and the seal of the Corporation this 22nd day of November, 2021.

X ____________________
Barry Kletke

Mayor

X ____________________
Carl Peterson

CAO