



BYLAW #1149
BEING A BYLAW OF THE TOWN OF HINTON
IN THE PROVINCE OF ALBERTA
TO AUTHORIZE A BORROWING LINE OF CREDIT
TO FINANCE OPERATING EXPENDITURES

WHEREAS pursuant to the provisions of the *Municipal Government Act*, R.S.A. 2000, c. M-26 and amendments thereto, Council may pass a Bylaw for the purpose of authorizing a borrowing line of credit to finance operating expenditures within the Town of Hinton;

AND WHEREAS the Council of the Town of Hinton (hereinafter called the "Corporation") in the Province of Alberta, considers it necessary to borrow certain sums of money from time to time to finance operating expenditures of the Corporation and to maintain contingencies required by its bank.

NOW THEREFORE it is hereby enacted by the Council of the Corporation as follows:

1. The Corporation borrow from Alberta Treasury Branches ("ATB") up to the principal sum of \$2,000,000.00 repayable upon demand at a rate of interest per annum not to exceed the Prime Lending Rate 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.
2. A revolving line of credit of \$2,000,000, currently broken down as:
 - a. A revolving line of credit of \$1,236,891.40;
 - b. Mastercard limit of \$100,000;
 - c. Letter of Credit in the amount of \$663,108.60;
3. The Mayor and the Chief Administration 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 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 General Revenues.

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 obligations, 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. In any event, this bylaw shall expire on December 31, 2021.
7. This Bylaw comes into force and effect upon third and final reading.

READ A FIRST TIME THIS 1st DAY OF SEPTEMBER 2020

READ A SECOND TIME THIS 1st DAY OF SEPTEMBER 2020

READ A THIRD TIME THIS 1st DAY OF SEPTEMBER 2020

Certificate

WE HEREBY CERTIFY that the foregoing Bylaw was duly passed by the Council of the Town of Hinton therein mentioned at a duly and regularly constituted meeting thereof held on the 1st day of September, 2020 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.



Mayor



Director of Corporate Services