

**BY-LAW 1-2023
OF THE
TOWN OF VERMILION
(hereinafter referred to as the "Municipality")
IN THE PROVINCE OF ALBERTA**

**BEING A BY-LAW OF THE TOWN OF VERMILION For the
Purpose Specified in Section 256 of the Municipal
Government Act**

WHEREAS, the Council of the Town of Vermilion deems it necessary to borrow certain sums of money for the purpose of operating expenses.

AND WHEREAS it is Council's intention to pass the By-Law in accordance with Section 256 of the Municipal Government Act.

NOW THEREFORE, pursuant to the provisions of the Municipal Government Act, it is hereby enacted by the Council of the Town of Vermilion as a by-law that:

1. The Municipality borrow from Alberta Treasury Branches ("ATB") up to the principle sum of \$2,500,000 (Two million, five hundred thousand Dollars) repayable upon demand at a rate of interest per annum from time to time establish by ATB, and such interest will be calculated daily and due and payable monthly on the last day of each and every month and of which the term will not exceed 1 year.
2. The Municipality is hereby authorized to borrow from ATB up to the principal sum of \$30,000.00 for the purpose of MasterCard to be repayable in accordance with the cardholder agreement.
3. The Mayor and Chief Administrative Officer are authorized for and on behalf of the Municipality:
 - (a) To apply to ATB for the aforesaid loan to the Municipality 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 Municipality or in which the Municipality 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, reserves, grants, land revenues etc.
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 Municipality 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 Municipality 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. Bylaw No. 3-2022 is hereby repealed.
8. This bylaw comes into force on the final passing thereof.

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 the 7 day of February 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.

THIS Municipal Borrowing Bylaw, inclusive of its Certificate: (a) may be executed electronically; and (b) may be delivered by email, facsimile or other functionally-equivalent means.

WITNESS our hands and the seal of the Corporation this 7 day of February, 2023

READ A FIRST TIME IN COUNCIL THIS 7 DAY OF February, 2023


Deputy Mayor


Chief Administrative Officer

READ A SECOND TIME IN COUNCIL THIS 7 DAY OF February, 2023


Deputy Mayor


Chief Administrative Officer

READ A THIRD TIME IN COUNCIL THIS 7 DAY OF February, 2023


Deputy Mayor


Chief Administrative Officer