



Town of Bowden
Box 338, 2101 20th Ave
Bowden, Alberta, T0M 0K0

Town of Bowden – Province of Alberta BORROWING BYLAW 01 /2020

Whereas the Municipal Government Act, RSA2000, Chapter M-26 (as amended) section 251 provides that Council may only make a borrowing if the borrowing is authorized by Bylaw,

And whereas, Council deems it desirable to borrow two hundred thousand dollars (\$200000) for the purpose of financing operating expenditures for the Town of Bowden,

And whereas, the amount of taxes estimated to be levied for the year 2020 by the Town of Bowden for all purposes is estimated to be the sum of Nine Hundred and Eighty Thousand Dollars (\$980,000),

And whereas, the Council of the Town of Bowden deems it necessary to borrow the sum of up to Two Hundred Thousand Dollars (\$200,000) to meet its current expenditures and obligations for the year 2020 until taxes to be levied therefore can be collected,

And whereas, the amount of unpaid principal of other borrowings made for the purpose of financing operating expenditures is nil and with this borrowing the outstanding amount will not exceed the amount of taxes estimated to be levied for the year 2020 by the Town of Bowden.

Now therefore, the Municipal Council of the Town of Bowden hereby enacts as follows;

1 SHORT TITLE

This Bylaw may be known as and cited as the "Borrowing Bylaw"

2 PURPOSE

2.1 That the Council of the Town of Bowden do borrow from ATB Financial (herein after called the Bank) up to the sum of Two Hundred Thousand Dollars (\$200,000) to meet the expenditures and obligations of the Town of Bowden for the year 2020 until such time as the taxes to be levied can be collected and further agree to pay interest thereon at the rate agreed to between the Town of Bowden and ATB Financial but in no case shall the rate exceed fifteen percent (15%) per annum.

2.2 That for and in respect of the sum or sums so borrowed the promissory note or notes of the Town of Bowden under its corporate seal, duly attested to by the signatures approved by resolution of the Town of Bowden for signing all other documents at ATB Financial, and payable within the year 2020, be delivered to and in favour of the Bank.

2.3 That the Council of the Corporation both hereby pledge and charge to the Bank as security for the payment of the moneys to be borrowed hereunder and interest thereon as aforesaid the whole of the

unpaid taxes and penalties on taxes assessed or levied by the Town of Bowden in prior years, together with penalties thereon, and the whole of the taxes for the year 2020 and the Town of Bowden shall deposit in its general account at ATB Financial all of the said taxes and penalties as collected.

2.4 That nothing herein contained shall waive, prejudicially affect or exclude any right, power, benefit or security, by statute, common law or otherwise given or implied in favour of the Bank.

3 SEVERABILITY

Every provision of this Bylaw is independent of all other provisions. If any provision of this Bylaw is declared invalid for any reason by a Court of competent jurisdiction, all other provisions of this Bylaw shall remain valid and enforceable.

Nothing in this Bylaw relieves a person from complying with any provision of any federal, provincial or municipal law or regulation or any requirement of any lawful permit, order or licence.

4 BYLAW PRECEDENCE

This Bylaw supersedes and takes precedence over all previously passed Bylaws that are referred to as the Borrowing Bylaw

Bylaw **01/2019** and all amendments thereto are hereby repealed.

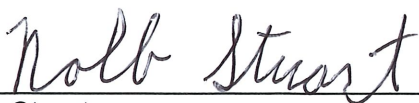
This Bylaw will come into effect on the final day of passing and signature thereof.

Read a first time in open council this 12 day of November,

Read a second time in open council this 12 day of November,

and finally passed by unanimous consent of the councillor's present.

Read a third time in open council this 12 day of November,



Robb Stuart
Mayor



Greg Skotheim
Chief Administrative Officer