

BYLAW 6224  
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A BYLAW OF THE CITY OF LETHBRIDGE TO PERMIT  
THE BORROWING OF CERTAIN FUNDS TO MEET CURRENT EXPENDITURES

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WHEREAS the Council of the City of Lethbridge (hereinafter called the "Corporation") in the Province of Alberta considers it necessary to borrow certain sums of money from time to time to meet current expenditures of the Corporation;

AND WHEREAS the provisions of Section 256 of the Municipal Government Act, S.A. 2000, permits the Council to borrow sums to meet current operating expenditures and obligations of the Municipality and provides for the granting of security therefore;

THE COUNCIL OF THE CITY OF LETHBRIDGE, IN THE PROVINCE OF ALBERTA, DULY ASSEMBLED, HEREBY ENACTS AS FOLLOWS:

1. The Corporation do borrow from BMO Bank of Montreal, sums of money from time to time in the said financial year as required to meet current expenditures of the Corporation, provided that the total principal amount owed to BMO Bank of Montreal at any one time hereunder shall not exceed the sum of SIXTY MILLION (\$60,000,000) DOLLARS.
2. The Mayor and Treasurer be and they are hereby authorized for and on behalf of the Corporation:
  - (a) to apply to BMO Bank of Montreal for the aforesaid loan to the Corporation; and
  - (b) to obtain advance of monies from BMO Bank of Montreal by way of an overdraft on the Corporation's account at a BMO Bank of Montreal Branch or pursuant to promissory notes or other evidence of indebtedness, as may be permitted or required by BMO Bank of Montreal; and
  - (c) to execute on behalf of the Corporation such bills, debentures, promissory notes or similar forms of obligation as BMO Bank of Montreal may require as evidence of and security for all sums borrowed hereunder;

and each document executed as aforesaid shall be valid and binding upon the Corporation according to its tenor, and BMO Bank of Montreal shall never be bound to inquire whether

such officers are observing the limitations on their authority as set forth in this Bylaw.


3. Notwithstanding the foregoing, the Mayor and Treasurer shall apply such part of the foregoing sum authorized to be borrowed in repayment of previous borrowing of the Corporation such that all amounts borrowed for the purpose of financing operating expenditures and outstanding by the Corporation at any one time to BMO Bank of Montreal and to all other persons, firms and corporations shall not exceed the amount of the taxes levied or estimated to be levied by the Corporation for the financial year.
4. All sums borrowed as aforesaid or so much thereof as from time to time remains unpaid shall bear interest at a rate per annum equal to the Prime Lending Rate less 0.25% established from time to time by BMO Bank of Montreal, and such interest shall be calculated and be due and payable monthly.
5. All sums authorized to be borrowed hereunder, including interest, shall be due and payable in full within three years of each borrowing.
6. As security for payment of money borrowed hereunder, the Corporation hereby charges to and in favor of BMO Bank of Montreal the whole of the taxes levied or to be levied by the Corporation and all other money due or accruing due to the Corporation, and the Mayor and Treasurer of the Corporation are hereby authorized on behalf and in the name of the Corporation to execute and deliver to BMO Bank of Montreal such security documents as BMO Bank of Montreal may require in relation to the foregoing charge. The said charge shall be collateral to the obligation of the Corporation to repay with interest all sums borrowed from BMO Bank of Montreal and BMO Bank of Montreal shall not be bound to recover any such taxes, requisitions or other monies before being entitled to payment from the Corporation.
7. In the event the Council of the Corporation decides to extend the said loan and BMO Bank of Montreal is prepared to extend the said loan, any renewal or extension bill, debenture, promissory note or other obligation executed by the officers designated in Paragraph 2 hereof and delivered to BMO Bank of Montreal shall 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 BMO Bank of Montreal shall not be bound to inquire into the authority of such officers to

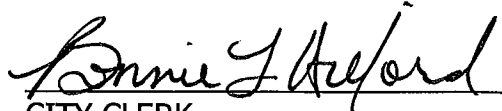
execute and deliver any such renewal or extension document.

8. Bylaw 5758 is hereby repealed.

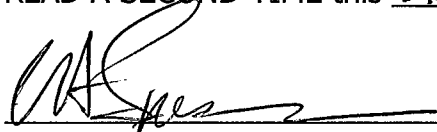
9. This Bylaw shall come into full force and effect on the date of final passing.

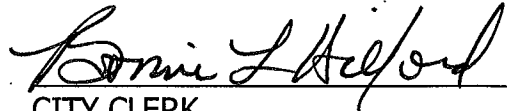
READ A FIRST TIME this 23<sup>rd</sup> day of March, A.D. 2020

  
MAYOR


  
CITY CLERK

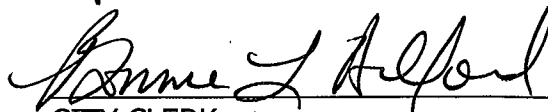
READ A SECOND TIME this 23<sup>rd</sup> day of March, A.D. 2020

  
MAYOR

  
CITY CLERK

READ A THIRD TIME this 6<sup>th</sup> day of April, A.D. 2020

  
MAYOR

  
CITY CLERK