

TOWN OF MORINVILLE

BYLAW # 4/2007

A Bylaw of the Town of Morinville in the Province of Alberta to authorize temporary bank borrowing from the SERVUS Credit Union in the Town of Morinville for 2007.

WHEREAS pursuant the Municipal Government Act, S.A. 1994. c. M-26.1 ss. 251 and 256, a municipality may borrow funds for the purpose of financing operating expenditures of the municipality;

AND WHEREAS the Council of the Town of Morinville (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 for the 2007 financial year;

AND WHEREAS the Council of the Corporation deems it necessary to borrow and expend the sum of up to One Million Dollars (\$1,000,000.00) to meet the current expenditures and obligations of the Corporation until such time as the taxes levied or to be levied therefor as aforesaid can be collected;

AND WHEREAS the amount of taxes levied or estimated to be levied for the current year by the Town of Morinville for Municipal operating purposes, including ordinary current expenditures, is the sum of Two Million, Six Hundred Thousand, Dollars (\$2,600,000.00).

AND WHEREAS after the borrowing of the amount hereby authorized to be borrowed, the total loans outstanding to meet the current expenditures and obligations of the Corporation will not exceed the amount of taxes levied or estimated to be levied for the current year by the Corporation.

NOW THEREFORE the Municipal Council of the Town of Morinville, in the Province of Alberta, in open Council assembled, enacts as follows:

1. The Council of the Corporation do authorize the borrowing from the SERVUS Credit Union of a sum or sums not exceeding the aggregate amount of One Million Dollars (\$1,000,000.00) which the Council deems necessary to expend to meet the current expenditures and obligations of the Corporation until such time as the taxes levied or to be levied therefore can be collected.
2. The Council of the Corporation do agree to pay interest there on, or on so much thereof as remains from time to time unpaid, such interest not to exceed SERVUS Credit Union prime less (1/2) 0.50% rate per annum.
3. Such borrowing shall be made by promissory note or notes under the seal of the Corporation duly attested by the signatures of the Mayor or Deputy Mayor and the Chief Administrative Officer or Designated Officer thereof.
4. Term of repayment of the borrowing shall be upon demand, and in any event, shall be paid by December 31st, 2007.
5. That the Council of the Corporation do hereby pledge to the said SERVUS Credit Union as security for payment of the money borrowed hereunder, the whole of the unpaid taxes and penalties on taxes assessed and/or levied by the Corporation in previous years together with penalties there on, and the whole of the taxes assessed or to be assessed and/or levied or to be levied for the current year, but the said SERVUS Credit Union shall not be restricted to the said taxes, penalties and other designated revenues for the payment of the money borrowed as aforesaid or be bound to wait for repayment of such money and interest until such taxes, penalties and other designated revenues can be collected, or be required to see that the said taxes, penalties and other designated revenues are deposited as aforesaid.


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6. Nothing herein contained shall waive, prejudicially affect or exclude any right, power, benefit or security by statute, common law or otherwise given to or implied in favour of the SERVUS Credit Union.
7. This Bylaw shall come into effect upon final passing thereof.

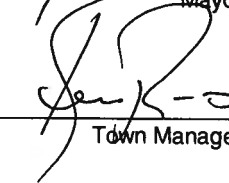
INTRODUCED AND GIVEN FIRST READING this 23rd, day of January, A.D., 2007.

GIVEN SECOND READING this 23rd, of January, A.D., 2007.

UPON UNANIMOUS CONSENT, GIVEN THIRD AND FINAL READING this 23rd, day of January, A.D., 2007.



Mayor



Town Manager

SECTION 1 SEVERABILITY

- 1.1 If any Section or Sections of this Bylaw or parts thereof are found in any court of law to be illegal or beyond the power of Council to enact, such Section or Sections or parts thereof shall be deemed to be severable and all other Sections or parts of this Bylaw shall be deemed to be separate and independent therefrom and to be enacted as such.