

CITY OF ST. ALBERT

BYLAW 15/2023

A Bylaw to authorize borrowing to finance a portion of the cost of Fountain Park Pool Renovations

WHEREAS the Council of the City of St. Albert (the “City”) has approved a capital project spanning the budget years 2022 and 2023, to complete Fountain Park Pool Renovations (the “Project”) under the auspices of Project Charter PW-031 Municipal Facilities – Repairs & Renewal;

AND WHEREAS the approved overall budget for the Project is \$17,388,753 for which the currently approved source of funding is partly Lifecycle Reserves (Infrastructure) and partly allocation of a portion of the City’s Municipal Sustainability Initiative grant from the Province of Alberta, and no portion of the funding was contemplated to be debt at the time the Project was approved by Council and commenced;

AND WHEREAS after the Project was more than 50% complete, the City learned that funding of up to \$5,000,000 for the Project would be available from the Green Municipal Fund administered by the Federation of Canadian Municipalities (“FCM”) of which up to \$1,250,000 would be in the form of a grant provided the City agrees to accept up to \$3,750,000 in funding in the form of a loan from FCM;

AND WHEREAS adding debt financing as a component of the overall Project funding envelope at the current stage of near Project completion is not a breach of section 254 of the *Municipal Government Act* since the FCM combined grant and loan funding source had not been confirmed, and debt was therefore not contemplated as a funding source for the Project, at the time the Project was approved and commenced;

AND WHEREAS City Administration has advised Council that a funding envelope for the Project including the alternate source of funding available through FCM, since it has a significant grant component, is more financially favourable to the City than the originally approved funding envelope, and Administration has accordingly recommended that Council pass a bylaw to approve a borrowing of up to \$3,750,000 in order to take advantage of the FCM funding opportunity;

AND WHEREAS the Council has concluded that it would be prudent to accept the FCM funding, and accordingly to pass a bylaw pursuant to Section 258 of the *Municipal Government Act*, R.S.A., 2000, c.M-26 to authorize borrowing up to \$3,750,000 from FCM for the purpose of financing a portion of the cost of the Project;

AND WHEREAS the principal amount of the outstanding debt of the City of St. Albert at December 31, 2022 is \$91,254,398.00, no part of which is in arrears;

AND WHEREAS the estimated life of the Project to be financed in part by borrowing authorized under this Bylaw is equal to or in excess of 10 years;

AND WHEREAS all required approvals for the Project have been obtained and Council has been advised that the Project is in compliance with relevant statutes and regulations of the Province of Alberta.

NOW THEREFORE, the Council of the City of St. Albert hereby ENACTS AS FOLLOWS:

TITLE

1. This Bylaw may be referred to as the "Fountain Park Pool Renovations Borrowing Bylaw".

DEFINITIONS

2. In this Bylaw:
 - a. "City" means the municipal corporation of the City of St. Albert;
 - b. "Chief Administrative Officer" or "CAO" means the individual appointed by Council to the position of Chief Administrative Officer under section 205 of the *Municipal Government Act* or their delegate; and
 - c. "Council" means the municipal Council of the City of St. Albert.

BORROWING

3. For the purpose of adjusting the sources of funding for the Project to include a debt component, a sum not exceeding \$3,750,000.00 is authorized to be borrowed on the credit and security of the City of St. Albert at large, of which the full amount borrowed is to be paid by the City.
4. The borrowing to be issued under this Bylaw may be in any denomination, not exceeding the maximum amount authorized by this Bylaw, and shall be dated having regard to the date of the borrowing.
5. The City shall repay the debt according to the repayment structure in effect, namely of combined principal and interest installments over a period not to exceed 10 years calculated at a rate not exceeding the interest rate fixed on the date of the borrowing, and not to exceed 10%.

6. The borrowing instrument shall be signed by the Mayor and the Chief Administrative Officer of the City. In the absence of the Mayor, the Deputy Mayor shall sign and in the absence of both the Mayor and the Deputy Mayor, the next available Councilor on the Deputy Mayor roster shall sign in the place of the Mayor. The CAO shall affix the corporate seal of the City of St. Albert to the documents.
7. The City shall levy and raise in each year municipal taxes sufficient to service the debt authorized by this Bylaw.
8. The net amount realized by the issuance of the borrowing authorized under this Bylaw shall be applied only for the purpose for which the debt is authorized by this Bylaw.

EFFECTIVE DATE

9. This Bylaw comes into effect when it is passed.

READ a first time this 4th day of July 2023

READ a second time this 15th day of August 2023.

READ a third time this 15th day of August 2023.

SIGNED AND PASSED this 17th day of August 2023.



MAYOR



Marta Caufield (Aug 17, 2023 09:23 MDT)

CHIEF LEGISLATIVE OFFICER