

CITY OF ST. ALBERT

BYLAW 12/2016

Being a Borrowing Bylaw to finance the Construction of the
Phase 3 North Interceptor (Project 9)

WHEREAS:

- i. The Council of the City of St. Albert has decided to issue a bylaw pursuant to Section 258 of the *Municipal Government Act* to authorize the financing of the construction of the Phase 3 North Interceptor ("Project");
- ii. The Council of the City of St. Albert has estimated that the total cost of the said Project is Forty Million (\$40,000,000) Dollars;
- iii. The Council of the City of St. Albert has estimated that the following internal reserves and contributions will be received or applied to the Project:

Off-Site Levy Recovery Fund	\$	10,000,000
Borrowing(s)	\$	30,000,000
Total Cost	\$	40,000,000

- iv. In order to finance the Project it will be necessary to borrow the sum of Thirty Million (\$30,000,000) Dollars ("the indebtedness") for a period not to exceed Twenty (20) Years from the Alberta Capital Finance Authority ("ACFA") or other authorized financial institution, by the issuance of a borrowing and on the terms and conditions referred to in this Bylaw;
- v. The principal amount of the outstanding debt of the City of St. Albert at December 31, 2015, is Forty Five Million Five Hundred Fifteen Thousand One Hundred and Thirty Five (\$45,515,135) Dollars, no part of which is in arrears;
- vi. The estimated life of the Project financed under this Bylaw is equal to, or in excess of Twenty (20) Years; and
- vii. All required approvals for the Project have been obtained and the development is in compliance with all *Acts* and *Regulations* of the Province of Alberta.

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

1. For the purpose of the Project, a sum not exceeding Thirty Million (\$30,000,000) Dollars be borrowed from ACFA or other authorized financial institution by way of borrowing 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 of St. Albert at large.

2. The borrowing to be issued under this Bylaw may be in any denomination, not exceeding the amount authorized by this Bylaw and shall be dated having regard to the date of the borrowing.
3. The Municipality shall repay the indebtedness according to the repayment structure in effect, namely semi-annual or annual equal payments of combined principal and interest installments over a period not to exceed Twenty (20) Years calculated at a rate not exceeding the interest rate fixed by the Alberta Capital Finance Authority or another authorized financial institution on the date of the borrowing, and not to exceed Ten (10%) Percent.
4. The borrowing instrument shall be signed by the Chief Elected Official and the Chief Administrative Officer or the Chief Administrative Officer's delegate of the City of St. Albert. In the absence of the Chief Elected Official, the Deputy Mayor shall sign and in the absence of both the Chief Elected Official and the Deputy Mayor, the next available Councillor on the Deputy Mayor roster shall sign in the place of the Chief Elected Official. The Chief Administrative Officer or the Chief Administrative Officer's delegate shall affix the corporate seal of the municipality to the documents.
5. During each year of the term of the borrowing, principal and interest payments shall be serviced by the existing uncommitted balance of the off-site levy recovery fund (Twenty One Million Seven Hundred Forty Nine Thousand Four Hundred and One (\$21,749,401) as at December 31, 2015) and future off-site levy recoveries as they become available.
6. The indebtedness incurred is contracted on the credit and security of the City of St. Albert at large.
7. The net amount realized by the issuance of the borrowing authorized under this Bylaw shall be applied only for the purposes for which the indebtedness was created.

READ a first time this 25th day of April, 2016.

READ a second time this 7th day of June, 2016.

READ a third time this 7th day of June, 2016.

SIGNED AND PASSED this 8 day of June 2016.


MAYOR


CHIEF LEGISLATIVE OFFICER