

BORROWING BYLAW – WATER PUMP HOUSE & RESERVOIR UPGRADE

This Bylaw authorizes the Council of the Town of Eckville to incur indebtedness by the issuance of debenture(s) in the total amount of \$292,486.00 for the purpose of financing, undertaking, constructing and completion of an upgrade to the Town of Eckville’s Water Pump House & Reservoir.

WHEREAS:

1. The Council of the Town of Eckville has decided to issue a by-law pursuant to Sections 251 and 258 of the Municipal Government Act to authorize the financing, undertaking, construction and completion of an upgrade to the Town of Eckville’s Water Pump House & Reservoir (the project):
2. The Town’s Engineers have estimated the cost of the project to be \$721,731.00 and the Town Administration is recommending an additional contingency allowance of \$100,000.00 which brings the final estimated project cost to \$821,731.00. The Town of Eckville estimates the following contributions will be applied to the project:

Provincial Investing in Canada Infrastructure (ICP) Grant	\$240,553.00
Federal Investing in Canada Infrastructure (ICP) Grant	\$288,692.00
Town of Eckville Municipal Debenture(s)	<u>\$292,486.00</u>
 Total Estimated Cost	 \$821,731.00

3. In order to complete the project it will by necessary for the Town of Eckville to borrow the sum of \$292,486.00 (“the indebtedness) for a period not to exceed twenty-five (25) years, from the Alberta Capital Finance Authority (ACFA) or another Authorized Financial Institution, by the issuance of debentures and on the terms and conditions referred to in this bylaw.
4. The estimated lifetime of the project financed under this by-law is equal to, or in excess of thirty-five (35) years.
5. The amount of the existing debenture debt of the Town of Eckville as at December 31, 2019 is \$837,103.00.
6. All required approvals for the project have been obtained and the project is in compliance with all *Acts* and *Regulations* of the Province of Alberta.

NOW, THEREFORE, THE COUNCIL OF THE TOWN OF ECKVILLE DULY ASSEMBLED, ENACTS AS FOLLOWS:

7. That for the purpose of financing, undertaking, constructing and completion of an upgrade to the Town of Eckville’s Water Pump House & Reservoir (the project):, the sum of



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TWO HUNDRED AND NINETY TWO THOUSAND, FOUR HUNDRED AND EIGHTY SIX DOLLARS (\$292,486.00) be borrowed from the Alberta Capital Finance Authority or another Authorized Financial Institution by way of debenture on the credit and security of the Town of Eckville at large, of which amount the full sum of \$292,486.00 is to be paid by the Town of Eckville at large.

8. The Town of Eckville shall repay the indebtedness according to the repayment structure in effect, namely, monthly, semi-annual or annual equal payments of combined principal and interest instalments not to exceed twenty five (25) 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 10 percent (10%).
9. The borrowing shall be payable in lawful money of Canada at such financial institution as the Council of the Town of Eckville may authorize as its banking agency during the term of the borrowing.
10. The Mayor and the Chief Administrative Officer of the Town of Eckville shall authorize such bank or financial institution to make payments to the holder of the borrowing, on such dates and in such amounts as specified in the repayment schedule attached hereto.
11. The Mayor and the Chief Administrative Officer shall sign the borrowing documents. In the absence of the Mayor, the Deputy Mayor shall sign and in the absence of the Chief Administrative Officer, the Chief Administrative Officer's designate. The Chief Administrative Officer or the Chief Administrative Officer's designate shall affix the corporate seal of the Town of Eckville to the borrowing documents.
12. The Town of Eckville shall levy and raise in each year of the term of the borrowing, municipal taxes and or utility rates sufficient to pay the indebtedness falling due in such year on such borrowing. The said taxes and or utility rates are collectible at the same time and in the same manner as other taxes and utility rates.
13. The indebtedness incurred is contracted on the credit and security of the Town of Eckville at large.
14. The net amount borrowed under the by-law shall be applied only for the purposes for which the indebtedness was created, being the financing, undertaking, constructing and completion of an upgrade of the Town of Eckville's Water Pump House & Reservoir (the project):.
15. This by-law comes into force on the date it is passed.

READ a first time this 11th day of May, 2020.

READ a second time this 13th day of July, 2020.

READ a third and final time this 13th day of July, 2020.

Mayor

Chief Administrative Officer

