

**BORROWING BYLAW – WESTVIEW RESIDENTIAL SUBDIVISION PHASE I**

**This Bylaw authorizes the Council of the Town of Eckville to incur indebtedness by the issuance of debenture(s) in the total amount of \$971,050.00 for the purpose of financing, undertaking and completion of the development and servicing of residential lots within Phase I of the Town’s Westview Residential Subdivision.**

**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 the servicing of residential lots within Phase I of the Westview Residential Subdivision (the project):

2. Estimates have been prepared and the total cost of the project is estimated to be \$971,050.00 and the Town of Eckville estimates the following contributions will be applied to the project:

Debenture(s)	\$971,050.00
<b>Total Cost</b>	<b>\$971,050.00</b>

3. In order to complete the project it will be necessary for the Town of Eckville to borrow the sum of \$971,050.00 (“the indebtedness) for a period not to exceed fifteen (15) 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 seventy-five (75) years.

5. The amount of the existing debenture debt of the Town of Eckville at December 31, 2014 is \$593,937.

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 completing the financing, undertaking, construction and completion of Phase I of the Westview Residential Subdivision, the sum of NINE HUNDRED AND SEVENTY ONE THOUSAND, FIFTY DOLLARS (\$971,050.00) 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 \$971,050.00 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 fifteen (15) 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 the Eckville and District Savings and Credit Union in the Town of Eckville or at such other 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 sufficient to pay the indebtedness falling due in such year on such borrowing. The said rates and taxes are collectible at the same time and in the same manner as other rates and taxes.
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, construction and completion of the servicing of residential lots within Phase I of the Westview Residential Subdivision (the project).
15. This by-law comes into force on the date it is passed.

READ a first time this 22nd day of February, 2016.

READ a second time this 21st day of March, 2016.

READ a third and final time this 21st day of March, 2016.

  
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Mayor

  
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Chief Administrative Officer