

(General By-law)

**BY-LAW NO. 05.17
OF THE TOWN OF DRUMHELLER**

(hereinafter referred to as "the Municipality")

IN THE PROVINCE OF ALBERTA

This by-law authorizes the Council of the Municipality to incur indebtedness by the issuance of debenture(s) in the amount of \$516,000 for the purpose of Flood Mitigation in East Midland and Newcastle, through berm enhancement and construction.

WHEREAS:

The Council of the Municipality has decided to issue a by-law pursuant to Section 258 of the *Municipal Government Act* to authorize the financing, undertaking and completion of the flood mitigation construction.

Plans and specifications have been prepared and the total cost of the project is estimated to be \$3.73million and the Municipality estimates the following grants and contributions will be applied to the project:

Provincial Grants	\$3,211,000
Debenture(s)	<u>\$516,000</u>
Total Cost	\$3,727,000

In order to complete the project it will be necessary for the Municipality to borrow the sum of \$516,000, for a period not to exceed 30 years, from the Alberta Capital Finance Authority or another authorized financial institution, by the issuance of debentures and on the terms and conditions referred to in this by-law.

The estimated lifetime of the project financed under this by-law is equal to, or in excess of 75 years.

The principal amount of the outstanding debt of the Municipality at December 31, 2016 is \$10,467,205 and no part of the principal or interest is in arrears.

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 MUNICIPALITY DULY ASSEMBLED, ENACTS AS FOLLOWS:

1. That for the purpose of flood mitigation in East Midland and Newcastle through berm enhancement and construction, the sum of FIVE HUNDRED AND SIXTEEN THOUSAND DOLLARS (\$516,000) be borrowed from the Alberta Capital Finance Authority or another authorized financial institution by way of debenture on the credit and security of the Municipality at large, of which amount the full sum of \$ 516,000 is to be paid by the Municipality at large.
2. The proper officers of the Municipality are hereby authorized to issue debenture(s) on behalf of the Municipality for the amount and purpose as authorized by this by-law, namely the enhancement and construction of berms in East Midland and Newcastle for flood mitigation.
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 instalments not to exceed THIRTY (30) 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 EIGHT (8) percent.
4. The Municipality shall levy and raise in each year municipal taxes sufficient to pay the indebtedness.
5. The indebtedness shall be contracted on the credit and security of the Municipality.
6. The net amount borrowed under the by-law shall be applied only to the project specified by this by-law.
7. This by-law comes into force on the date it is passed.

READ A FIRST TIME THIS 26TH DAY OF JUNE, 2017.

READ A SECOND TIME THIS 3RD DAY OF APRIL, 2018.

READ A THIRD TIME THIS 3RD DAY OF APRIL, 2018.


(CHIEF ELECTED OFFICIAL)


(CHIEF ADMINISTRATIVE OFFICER)

SEAL