

BYLAW 1389/17
DEBENTURE BYLAW
PILON CREEK ESTATES SUBDIVISION & RANGE ROAD 232
PILON CREEK ESTATES ACCESS TO HIGHWAY 15

STURGEON COUNTY, MORINVILLE, ALBERTA

This Bylaw authorizes the Council of Sturgeon County to incur indebtedness by the issuance of debenture in the amount of \$1,396,500 for the purpose of financing Pilon Creek Estates Subdivision & Range Road 232 Pilon Creek Estates Access to Highway 15.

WHEREAS: The Council of Sturgeon County has decided to issue a bylaw pursuant to Section 251 and 258 of the *Municipal Government Act*, RSA, 2000, c.M-26 to authorize the financing for Pilon Creek Estates Subdivision & Range Road 232 Pilon Creek Estates Access to Highway 15.

Plans and specifications have been prepared and the total cost of the project is estimated to be \$1,396,500 the project is to be financed as follows:

Debenture	\$1,396,500
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In order to complete the project, it will be necessary for the Municipality to borrow the sum of \$1,396,500 for a period not to exceed ten (10) 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 bylaw.

The audited principal amount of the outstanding debt of Sturgeon County at December 31, 2016 is \$30,383,410 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 Sturgeon County in the Province of Alberta duly assembled hereby enacts as follows:

1. That for the purpose of financing Pilon Creek Estates Subdivision & Range Road 232 Pilon Creek Estates Access to Highway 15 for the sum of ONE MILLION, THREE HUNDRED AND NINETY-SIX THOUSAND, AND FIVE HUNDRED DOLLARS (\$1,396,500) be borrowed from the Alberta Capital Finance Authority or another authorized financial institution by way of debenture on the credit and security of Sturgeon County at large, of which amount the full sum of \$1,396,500 is to be paid by Sturgeon County at large.
2. The proper officers of Sturgeon County are hereby authorized to issue a debenture on behalf of Sturgeon County for the amount and purpose as authorized by this bylaw, namely to finance the Pilon Creek Estates Subdivision & Range Road 232 Pilon Creek Estates Access to Highway 15.
3. Indebtedness, under no circumstances, will not exceed TWENTY (25) years, the useful life of Pilon Creek Estates Subdivision & Range Road 232 Pilon Creek Estates Access to Highway 15.
4. Sturgeon County shall repay the indebtedness according to the repayment structure in effect, namely semi-annual or annual equal payments of combined principal and interest installments not to exceed TEN (10) 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.

- 5. Sturgeon County shall levy and raise in each year municipal taxes sufficient to pay the indebtedness.
- 6. The indebtedness shall be contracted on the credit and security of Sturgeon County.
- 7. The net amount borrowed under this bylaw shall be applied only to the project specified by this bylaw.
- 8. This Bylaw comes into force on the date it is passed and will expire on or before December 31, 2029 in accordance with the final debenture payment.

Read a first time this 9th day of May, 2017.

Read a second time this _____ day of _____, 2017.

Read a third time this _____ day of _____, 2017.

MAYOR

COUNTY COMMISSIONER (CAO)

If any portion of this bylaw is declared invalid by a court of competent jurisdiction, then the invalid portion must be severed and the remainder of the bylaw is deemed valid.