

THE CITY OF SPRUCE GROVE

BYLAW C-1308-24

**2024 STORM SEWER REHABILITATION - 49 DIAMOND AVENUE BORROWING
BYLAW**

WHEREAS, pursuant to the *Municipal Government Act*, R.S.A. 2000 c M-26 and amendments thereto, the City of Spruce Grove wishes to borrow and finance the construction and completion of the 2024 Storm Sewer Rehabilitation - 49 Diamond Avenue project (“the project”) as authorized by Council;

AND WHEREAS, plans and specifications have been prepared and the total cost to complete this project is estimated at \$1,200,000 and the City of Spruce Grove estimates that a debenture not to exceed \$450,000 will be applied to the project to complete the work planned;

AND WHEREAS the estimated lifetime of the project is a minimum of 20 years;

AND WHEREAS, the principal amount of the outstanding debt of the City of Spruce Grove on December 31, 2023, is \$39,263,000 and no part of the principal or interest is in arrears;

AND WHEREAS, all required approvals for the project will be obtained and the project is in compliance with all Acts and Regulations of the Province of Alberta;

NOW THEREFORE, the Council for the City of Spruce Grove, duly assembled, hereby enacts as follows:

1. BYLAW TITLE

- 1.1 This bylaw is called the “2024 Storm Sewer Rehabilitation - 49 Diamond Avenue Borrowing Bylaw”.

2. DEFINITIONS

- 2.1 “City” means the municipal corporation of the City of Spruce Grove in the Province of Alberta.
- 2.2 “City Manager” means the administrative head of the City of Spruce Grove.

2.3 “Council” means the Council of the City of Spruce Grove elected pursuant to the *Local Authorities Election Act*, R.S.A. 2000, c L-21, amended.

3. AUTHORIZATION

3.1 This bylaw authorizes the Council to incur indebtedness in an amount not to exceed \$450,000 for the purpose of financing the construction and completion of the 2024 Storm Sewer Rehabilitation - 49 Diamond Avenue project.

4. BORROWING

4.1 That for the purpose of financing the construction and completion of the project, the City may borrow from the Province of Alberta, or another authorized financial institution, a sum not to exceed \$450,000.

(a) The City shall repay the indebtedness according to the repayment structure in effect, namely annual or semi-annual payments of combined principal and interest instalments not to exceed 20 years calculated at a rate not exceeding the interest rate fixed by an authorized financial institution on the date of the borrowing, and not to exceed eight per cent.

4.2 The City Manager is hereby authorized to execute on behalf of the City promissory notes and other negotiable instruments or other evidence of indebtedness for the amount and purpose as authorized by this bylaw, namely the construction and completion the project.

4.3 The City shall levy and raise in each year utility rates sufficient to pay the principal and interest falling due on the indebtedness.

4.4 The indebtedness shall be contracted on the credit and security of the City.

5. SEVERABILITY

5.1 Every provision of this bylaw is independent of all other provisions and if any provision is declared invalid by a Court, then the invalid provisions shall be severed and the remainder provisions shall remain valid and enforceable.

6. EFFECTIVE DATE

6.1 This bylaw shall come into force and effect when it receives third reading and is duly signed.

First Reading Carried 26 February 2024

Second Reading Carried 25 March 2024

Third Reading Carried 25 March 2024

Date Signed 26 March 2024

Mayor

City Clerk

UNCERTIFIED COPY