

**BYLAW 23-033
OF
LAC LA BICHE COUNTY**

A BYLAW OF LAC LA BICHE COUNTY IN THE PROVINCE OF ALBERTA TO INCUR INDEBTEDNESS BY THE ISSUANCE OF DEBENTURE(S) IN THE AMOUNT OF \$17,900,000 FOR THE PURPOSE OF THE LAC LA BICHE NEW AQUATIC CENTER.

WHEREAS the Council of Lac La Biche County has decided to issue a Bylaw pursuant to Section 258 of the *Municipal Government Act* to authorize the financing, undertaking, and completion of the Lac La Biche New Aquatic Center.

AND WHEREAS plans and specifications have been prepared and the total cost of the project is estimated to be \$17,900,000 and the County estimates its total contribution to be debenture financed.

AND WHEREAS this amount is included in the 2023 County Budget, approved by Council at its meeting of October 3, 2023.

AND WHEREAS in order to complete the project it will be necessary for the County to borrow the sum of SEVENTEEN MILLION NINE HUNDRED THOUSAND DOLLARS (\$17,900,000), for a period not to exceed TWENTY (20) YEARS, from the Province of Alberta or another authorized financial institution, by the issuance of debentures and on the terms and conditions referred to in this Bylaw.

AND WHEREAS the estimated lifetime of the project financed under this Bylaw is equal to, or in excess of TWENTY (20) YEARS.

AND WHEREAS the principal amount of the outstanding debt of the County on December 31, 2022 is \$27,281,753, and no part of the principal or interest is in arrears.

AND WHEREAS 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 under the authority and subject to the provisions of the *Municipal Government Act*, and by virtue of all other powers enabling it, the Council of Lac La Biche County, duly assembled, enacts as follows:

Title

- 1 This Bylaw is called the New Aquatics Center Additional Borrowing Bylaw.

Definitions

- 2** In this Bylaw,
- (a) “Act” means the *Municipal Government Act*, Chapter M 26, R.S.A. 2000 as amended;
 - (b) “Bylaw” means this bylaw;
 - (c) “Chief Administrative Officer” means the person appointed in accordance with the Act;
 - (d) “Council” means Lac La Biche County Council;
 - (e) “County” means Lac La Biche County, a specialized municipality in the Province of Alberta formed under Section 77 of the Act;

Rules and Provisions

- 3** That for the purpose of constructing the New Aquatics Center, the sum of SEVENTEEN MILLION NINE HUNDRED THOUSAND DOLLARS (\$17,900,000), be borrowed from the Province of Alberta or another authorized financial institution by way of debenture on the credit and security of the County at large, of which amount the full sum of \$17,900,000 is to be paid by the County at large.
- 4** The proper officers of the County are hereby authorized to issue debentures(s) on behalf of the County for the amount and purpose as authorized by this Bylaw, namely the Chief Administrative Officer.
- 5** The County 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 TWENTY (20) years calculated at a rate not exceeding the interest rate fixed by the Province of Alberta, or another authorized financial institution, on the date of the borrowing, and not to exceed TEN (10%) percent.
- 6** The County shall levy and raise in each year municipal taxes sufficient to pay the indebtedness.
- 7** The indebtedness shall be contracted on the credit and security of the County.
- 8** The net amount borrowed under the Bylaw shall be applied only to the project specified by this Bylaw.
- 9** Each provision of this Bylaw is independent of all other provisions. If any such provision is declared invalid by a court of competent jurisdiction, all other provisions of this bylaw will remain valid and enforceable.

Effective Date

10 This Bylaw shall come into force on the date it is passed.

THAT BYLAW 23-033 BE GIVEN FIRST READING THIS 3rd DAY OF OCTOBER 2023.

Mayor

Chief Administrative Officer