



**CITY OF BROOKS
BYLAW NO. 15/10**

A BYLAW OF THE CITY OF BROOKS TO INCUR INDEBTEDNESS BY THE ISSUANCE OF A DEBENTURE IN THE AMOUNT OF TEN MILLION FIVE HUNDRED THOUSAND DOLLARS (\$10,500,000) FOR THE PURPOSE OF RENOVATING AND EXPANDING THE LAKESIDE LEISURE CENTRE.

WHEREAS, the Council of the City of Brooks has decided to issue a Bylaw pursuant to Section 257 of the *Municipal Government Act* to authorize the financing, undertaking and completion of the Lakeside Leisure Centre renovations and expansion.

AND WHEREAS, plans and specifications have been prepared and the total cost of the project is estimated to be Eighteen Million, Five hundred Twenty-Two Thousand, Seven Hundred and Fifty Dollars (\$18,522,750) and the Municipality estimates the following grants and contributions will be applied to the project:

Capital Reserves	\$ 254,587
Local Government Grants	\$ 3,500,000
Provincial Grants	\$ 4,268,163
Debenture(s)	<u>\$10,500,000</u>
Total Cost	\$18,522,750

AND WHEREAS, in order to complete the project it will be necessary for the City of Brooks to borrow the sum of Ten Million Five Hundred Thousand Dollars (\$10,500,000), for a period not to exceed five (5) years, from the Alberta Capital Finance Authority or another authorized financial institution, by the issuance of a debenture 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 City of Brooks at December 31, 2014 is Nine Million, Four Hundred Seventy-Six Thousand, Four Hundred and Thirteen Dollars (\$9,476,413) 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, the Council of the City of Brooks duly assembled, enacts as follows:

1. That for the purpose of renovating and expanding the Lakeside Leisure Centre the sum of Ten Million Five Hundred Thousand Dollars (\$10,500,000) be borrowed from the Alberta Capital Finance Authority or another authorized financial institution by way of debenture on the credit and security of the City of Brooks at large, of which amount the full sum of Ten Million Five Hundred Thousand Dollars (\$10,500,000) is to be paid by the City of Brooks at large.
2. The proper officers of the City of Brooks are hereby authorized to issue a debenture on behalf of the City of Brooks for the amount and purpose as authorized by this Bylaw, namely the Lakeside Leisure Centre renovations and expansion.
3. The City of Brooks 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 five (5) 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.
4. The City of Brooks shall apply funds received through the Alberta Government's Municipal Sustainability Initiative (MSI) grant program to pay the principal and interest of the borrowing. In the event that there are insufficient finds received, the City of Brooks 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 City of Brooks.
6. The net amount borrowed under the Bylaw shall be applied only to the project specified by this Bylaw.

7. SEVERABILITY:

It is the intention of Council that each separate provision of this Bylaw shall be deemed independent of all other provisions herein and it is the further intention of Council that if any provision of this Bylaw is declared invalid, all other provisions hereof shall remain valid and enforceable.

8. EFFECTIVE DATE:

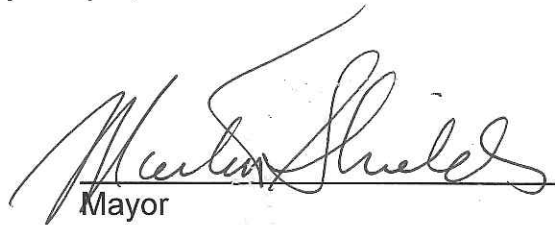
This Bylaw shall come into force and take effect on the date of final passing

Read a first time this 20th day of April, 2015.

Read a second time this 20th day of April, 2015.

Read a third time and adopted this 20th day of April, 2015.

(Seal)



Mayor



Chief Administrative Officer

