

BYLAW NO. 26-12

LEDUC COUNTY

A BYLAW OF LEDUC COUNTY, IN THE PROVINCE OF ALBERTA, TO AUTHORIZE LEDUC COUNTY TO INCUR INDEBTEDNESS BY THE ISSUANCE OF DEBENTURE(S) IN THE AMOUNT OF \$6,748,000 FOR THE PURPOSE OF EXPANSION OF THE NEW SAREPTA AGRIPLEX.

WHEREAS

the Council of Leduc County deems it to be in the public interest to issue a by-law pursuant to Section 258 of the *Municipal Government Act* to authorize the financing, undertaking and completion of the New Sarepta Agriplex Expansion.

Plans and specifications have been prepared and the total cost of the project is estimated to be \$6,848,000 and the Municipality estimates the following grants and contributions will be applied to the project:

| | |
|----------------------------|-------------|
| Community funds and Grants | \$100,000 |
| Debenture | \$6,748,000 |
| Total Cost | \$6,848,000 |

In order to complete the project it will be necessary for the Municipality to borrow the sum of \$6,748,000, for a period not to exceed 25 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 estimated lifetime of the project financed under this by-law is equal to, or in excess of 25 years.

The principal amount of the outstanding debt of the Municipality at December 31, 2011 is \$19,036,118 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,

be it resolved that the Council of Leduc County, duly assembled, hereby enacts that:

- 1) That for the purpose of constructing the New Sarepta Agriplex Expansion the sum of Six Million seven hundred forty eight thousand DOLLARS (\$6,748,000) 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 \$6,748,000 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 Leduc County for the amount and purpose as authorized by this by-law, namely the New Sarepta Agriplex Expansion.
- 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 twenty five (25) 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.

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- 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.

This By-law shall take effect on the date of the third reading.

Read a first time this 4th day of December, A.D., 2012.

John Whaley
MAYOR

[Signature]
COUNTY MANAGER

Read a second time this 8th day of Jan., A.D., 2013.

John Whaley
MAYOR

[Signature]
COUNTY MANAGER

Read a third time and passed this 8th day of Jan., A.D., 2013.

John Whaley
MAYOR

[Signature]
COUNTY MANAGER