

CITY OF EDMONTON

BYLAW 15078

A Bylaw to authorize the City of Edmonton
to acquire, renovate, and finance
Mobile Equipment Services Project, MES
Heavy Repair and Equipment Building Facility

WHEREAS:

The Council of the City of Edmonton has decided to issue a bylaw pursuant to Sections 251 and 258 of the *Municipal Government Act*, R.S.A. 2000, c. M-26 to authorize the City of Edmonton to acquire, renovate, and finance Mobile Equipment Services Project, MES Heavy Repair and Equipment Building Facility ("Project");

The City of Edmonton has made plans, specifications and estimates for the said Project and confirms the total cost of the said Project is \$56,000,000.00;

There are no grants or contributions to be received or applied to the said Project as detailed in Schedule "A";

In order to construct and complete the said Project, it will be necessary for the City of Edmonton to borrow the sum of \$56,000,000.00 for the terms and conditions referred to in this bylaw;

The above expenditure was approved by the City of Edmonton in its estimate of capital expenditures through the 2009 Capital Priorities Plan;

The City of Edmonton will repay the indebtedness over a period of twenty (20) years in semi-annual or annual instalments, with interest not exceeding nine per cent (9%), per annum;

The amount of the existing debenture debt of the City of Edmonton at December 31, 2007 is \$1,003,792,015.73, no part of which is in arrears;

The probable lifetime of the said Project is a minimum of twenty (20) years;

All required approvals for the said Project will be obtained and the Project is in compliance with all Acts and Regulations of the Province of Alberta;

THEREFORE, THE COUNCIL OF THE CITY OF EDMONTON DULY ASSEMBLED
ENACTS AS FOLLOWS:

1. That for the purpose of said Project the sum of \$56,000,000.00 be borrowed by way of debenture on the credit and security of the City of Edmonton at large.
2. The debentures to be issued under this bylaw shall not exceed the sum of \$56,000,000.00, and may be in any denomination not exceeding the amount authorized by this bylaw and shall be dated having regard to the date of the borrowing.
3. The debentures shall bear interest during the currency of the debentures, at a rate not exceeding nine per cent (9%), per annum, payable semi-annually or annually.

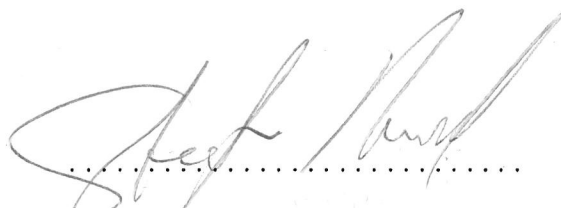
4. The debentures shall be issued for a period of twenty (20) years and the City of Edmonton will repay the principal and the interest in semi-annual or annual instalments.
5. The debentures shall be payable in lawful money of Canada at the principal office of the Toronto-Dominion Bank either in the City of Edmonton, in the Province of Alberta, or at its principal office in the City of Toronto, in the Province of Ontario.
6. For the purpose of this bylaw, the Chief Elected Official (as defined by the Municipal Government Act) means the Mayor, and the Chief Administrative Officer (as defined by the Municipal Government Act) means the City Manager, of the City of Edmonton. The Mayor and the City Manager shall authorize such bank or financial institution to make payments to the holder of the debentures, on such date and in such amounts as specified in the repayment schedule forming part of each debenture.
7. The debentures shall be signed by the Mayor and the City Manager of the City of Edmonton and the City Manager shall affix thereto the corporate seal of the City of Edmonton to the debentures.
8. There shall be levied and raised in each year of the currency of the debentures an amount sufficient to pay the principal and interest falling due in such year on such debenture through the rates charged by the Mobile Equipment for services. In the event of any revenue deficiency, the City of Edmonton shall levy and raise municipal taxes sufficient to pay the indebtedness.
9. The indebtedness is contracted on the credit and security of the City of Edmonton at large.

10. The net amount realized by the issue and sale of debentures authorized under this bylaw shall be applied only for the purposes for which the indebtedness was created.

11. This bylaw shall take effect on the day of the final passing thereof.

| | | | | |
|-------------------------|------------------|--------|----------|---------------|
| READ a first time this | 21 st | day of | January | , A. D. 2009; |
| READ a second time this | 25 th | day of | February | , A. D. 2009; |
| READ a third time this | 25 th | day of | February | , A. D. 2009 |
| SIGNED and PASSED this | 25 th | day of | February | , A. D. 2009. |

THE CITY OF EDMONTON



.....

MAYOR



.....

CITY CLERK

Schedule "A"

Corporate Services Project

(in thousands of dollars)

| <u>Project Name</u> | | <u>Estimated Total Cost</u> | <u>Borrowing Request</u> | <u>2009</u> | <u>2010</u> |
|---------------------|---|-------------------------------------|------------------------------|------------------|------------------|
| 09-25-9000 | MES Heavy Repair and Equipment Building Facility | <u>\$ 56,000</u> | <u>\$ 56,000</u> | <u>\$ 32,500</u> | <u>\$ 23,500</u> |
| | | <u>\$ 56,000</u> | <u>\$ 56,000</u> | <u>\$ 32,500</u> | <u>\$ 23,500</u> |