

**BYLAW NO. 938-14
BEING A BYLAW OF THE**

MACKENZIE COUNTY
(hereinafter referred to as “the County”)

IN THE PROVINCE OF ALBERTA,

This bylaw authorizes the Council of the County to incur indebtedness by the issuance of short-term borrowing, to cover an operating expense, in the amount of ONE MILLION DOLLARS (\$1,000,000) for a period not to exceed THREE (3) years, and in particular to fund the Three-Year Gravel Crushing Program.

WHEREAS, under the authority and pursuant to the provisions of the Municipal Government Act, Revised Statutes of Alberta, 2000 c. M-26, the Council of the County may pass a bylaw to borrow money on a short-term basis for the financing of an operating expenditure and/or capital property expenditure; and

WHEREAS, the Council of the County have decided to issue a by-law pursuant to Section 257 of the *Municipal Government Act* to authorize a borrowing made for the purpose of financing an operating expense when the term of borrowing is THREE (3) years or less; and

WHEREAS, the gravel crushing tender, including all the specifications, was prepared with the total cost of the Three-Year Gravel Crushing Program is estimated to be ONE MILLION SIX HUNDRED AND SEVENTY FIVE THOUSAND DOLLARS (\$1,675,000); and

WHEREAS, in order to complete the Three-Year Gravel Crushing Program it will be necessary for the County to borrow the sum of ONE MILLION DOLLARS (\$1,000,000) which is an amount equivalent to the estimated gravel use in years 2015 and 2016; and

WHEREAS, the principal amount of the outstanding debt of the County at December 31, 2013 is NINETEEN MILLION NINE HUNDRED NINETY SIX THOUSAND ONE HUNDRED AND ONE DOLLARS (\$19,996,101) 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 COUNTY DULY ASSEMBLED, ENACTS AS FOLLOWS:

1. That for the purpose of undertaking the Three-Year Gravel Crushing Program (operating expense), the sum of **ONE MILLION DOLLARS (\$1,000,000)** be borrowed from the Alberta Capital Finance Authority or another authorized

financial institution by way of debenture on the credit and security of the County at large.

2. The proper officers of the County are hereby authorized to issue debenture(s) on behalf of the County for the amount and purpose as authorized by this by-law, namely the construction of the Three-Year Gravel Crushing Program.
3. The County shall repay the indebtedness according to the repayment structure in effect, namely annual or semi-annual equal payments of combined principal and interest instalments not to exceed TWO (2) 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 County 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 County.
6. The net amount borrowed under the by-law shall be applied only to the project/program specified by this by-law.
7. This by-law comes into force on the date it is passed.

READ a first time this 26th day of February, 2014.

READ a second time this 26th day of February, 2014.

READ a third time and finally passed this 26th day of February, 2014.

(original signed)

Bill Neufeld
Reeve

(original signed)

Joulia Whittleton
Chief Administrative Officer