

TOWN OF TABER
BYLAW NO.9 – 2022

BEING A BYLAW OF THE TOWN OF TABER, IN THE PROVINCE OF ALBERTA, FOR THE PURPOSE OF AUTHORIZING THE COUNCIL OF THE TOWN OF TABER TO INCUR INDEBTEDNESS BY THE ISSUANCE OF THE DEBENTURE(S) IN THE AMOUNT OF \$1,385,870.00 FOR THE PURPOSE OF FINANCING THE WASTEWATER LAGOON SOLAR PROJECT WITHIN THE TOWN OF TABER.

WHEREAS the Council of the Town of Taber, in the Province of Alberta, deems it expedient to issue a bylaw pursuant to Section 251 of the Municipal Government Act to authorize the financing of the Wastewater Lagoon Solar Project;

AND WHEREAS the plans, specifications and estimates for the project confirm the total cost of the said project to be \$1,528,870.00;

AND WHEREAS in order to construct and complete the said project, it will be necessary for the Town of Taber to borrow the sum of \$1,385,870.00 on the terms and conditions referred to in this bylaw;

AND WHEREAS the Town of Taber will repay the indebtedness over a period of fifteen (15) years in semi-annual installments, with interest not to exceed EIGHT percent (8%), or the interest rate fixed from time to time by the Alberta Finance and Treasury Board, payable semi-annually;

AND WHEREAS the amount of the outstanding debt of the Town of Taber at December 31, 2021 is \$9.3M and no part of the principal or interest is in arrears.

AND WHEREAS the estimated lifetime of the purchase financed under this bylaw is equal to 30 years;

AND WHEREAS all required approvals have been obtained and the project is in accordance with all *Acts* and *Regulations* of the Province of Alberta.

NOW THEREFORE the Council of the Town of Taber in the Province of Alberta, duly assembled, hereby enacts as follows:

1.0 NAME OF BYLAW

This bylaw may be cited as the “Long Term Borrowing – Wastewater Lagoon Solar Project Bylaw 9-2022”.

2.0 DEFINITIONS

In this Bylaw:

Act means the Municipal Government Act

Bylaw means the Long-Term Borrowing – Wastewater Lagoon Solar Project Bylaw 9-2022”.

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Chief Administrative Officer	means the Chief Administrative Officer for the Town, regardless of the specific title that may be conferred on the Officer by Council from time to time;
Council	means the Council for the Town of Taber;
Indebtedness	means an amount of money owed;
Municipality	means the Town of Taber;
Signatory	means person(s) authorized to sign on behalf of the Town of Taber as designated by Council.

3.0 GENERAL

- 3.1 The indebtedness shall be contracted on the credit and security of the Town of Taber.
- 3.2 The net amount borrowed under the bylaw shall be applied only to the project specified in this bylaw.

4.0 TERMS AND CONDITIONS

- 4.1 That for the purpose of the Wastewater Lagoon Solar Project, the sum of ONE MILLION THREE HUNDRED EIGHTY-FIVE THOUSAND EIGHT HUNDRED SEVENTY (\$1,385,870) be borrowed from the Alberta Finance and Treasury Board or another authorized financial institution by way of debenture on the credit and security of the Town of Taber at large, of which the full sum of \$1,385,870.00 Dollars is to be paid by the Town of Taber at large.
- 4.2 The Signatory(s) of the Town of Taber are hereby authorized to issue debenture(s) on behalf of the Town of Taber for the amount and purpose as authorized by this bylaw, namely the Wastewater Lagoon Solar Project.
- 4.3 The Town of Taber shall repay the indebtedness according to the repayment structure in effect, namely semi-annual equal payments of combined principal and interest instalments not to exceed FIFTEEN (15) years calculated at a rate not exceeding the interest rate fixed by the Alberta Finance and Treasury Board or another authorized financial institution on the date of the borrowing, and not to exceed EIGHT (8) percent.
- 4.4 The Town of Taber shall levy and raise in each year municipal taxes sufficient to pay the indebtedness.

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5.0 INTENTION OF TOWN COUNCIL

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

6.0 EFFECTIVE DATE

This Bylaw shall take effect on the day of the final passing and the signatures of the chief elected official and duly authorized designated officer thereof.

RES. 110/2022	Read a first time this 28 th day of March, 2022.
RES. 198/2022	Read a second time this 24 th day of May, 2022.
RES. 199/2022	Read a third time and finally passed 24 th day of May, 2022.

TOWN OF TABER



MAYOR



CHIEF ADMINISTRATIVE OFFICER (C.A.O)