

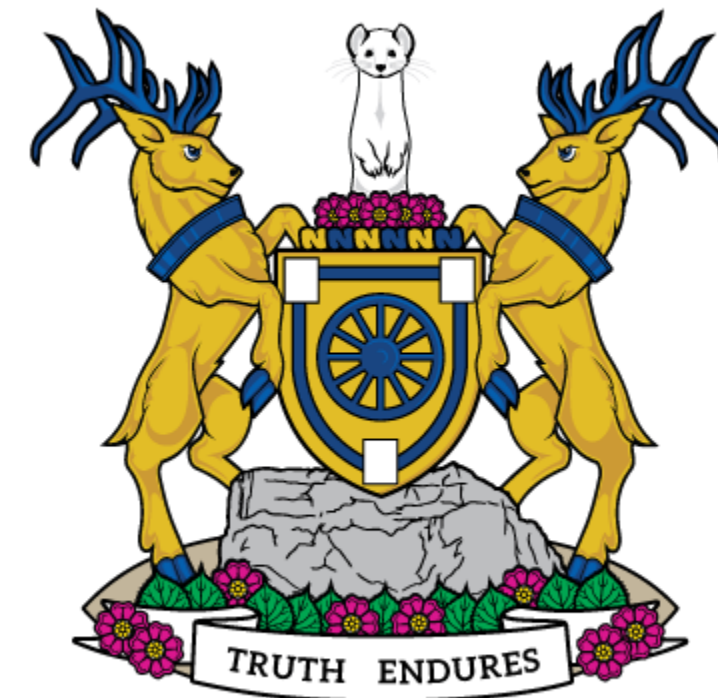
## TOWN OF CARDSTON REQUEST FOR DECISION FORM

MEETING DATE: March 12, 2024  
SUBMITTED BY: Jeff Shaw

AGENDA ITEM #:

<b>Subject</b>	Draft Bylaw 1714: Borrowing Bylaw – Waste Water Treatment Facility Working Line of Credit
<b>History of the Issue Including Previous Decisions</b>	<p>This draft bylaw is intended to be the bylaw that approves the borrowing for the short term working capital of the waste water treatment facility.</p> <p>It will be necessary to have some access to capital for the procurement of items prior to formalizing and receiving long term capital borrowing for the wwtf. There are pieces of equipment, that once specified will be up to 40 weeks out from time of order.</p>
<b>Relevant Policy or Bylaw</b>	<p><b>Capital property - interim financing</b></p> <p><b>259(1)</b> This section applies to a borrowing made for the purpose of temporarily financing a capital property for which a borrowing bylaw has been passed under section 258.</p> <p><b>(2)</b> The term of the borrowing must not exceed 5 years.</p> <p><b>(3)</b> The amount borrowed must not exceed the</p> <p>(a) amount of the expenditures in the budget for that and previous calendar years to acquire, construct or improve the capital property,</p> <p>minus</p> <p>(b) any money received for the capital property from any other source, including previous borrowings under this Part.</p> <p><b>(4)</b> A borrowing bylaw that authorizes the borrowing referred to in subsection (1) does not have to be advertised.</p> <p><b>(5)</b> Section 257 does not apply to a borrowing referred to in subsection (1).</p>
<b>Public Consultation Undertaken or Required</b>	According to MGA 259(4) this bylaw does not need to be advertised, which can be interpreted as also does not need a public hearing. It may be most transparent to hold a concurrent public hearing for this bylaw with the other borrowing bylaws to show clearly the intent of Council in financing this project.
<b>Response Options and Implications of Options</b>	While the exact number is not yet known, this allows Administration to proceed getting matters in order and ordering certain equipment as soon as the specifications are concluded.
<b>Costs and Potential Sources of Funding</b>	None (yet)
<b>Requested Action</b>	Administration recommends first reading only of this bylaw.

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**TOWN OF CARDSTON  
IN THE PROVINCE OF ALBERTA**

**BYLAW 1714**

**BORROWING BYLAW – WASTE WATER  
TREATMENT FACILITY WORKING LINE OF  
CREDIT**

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# TOWN OF CARDSTON IN THE PROVINCE OF ALBERTA

## BYLAW 1714

### BORROWING BYLAW – WASTE WATER TREATMENT FACILITY WORKING LINE OF CREDIT

A BYLAW OF THE TOWN OF CARDSTON IN THE PROVINCE OF ALBERTA TO authorize the Town to incur indebtedness through financing from an appropriate financial institution for the purpose of managing the financing of the waste water treatment facility construction project. This indebtedness is intended to be a revolving line of credit.

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WHEREAS, The Council of the Municipality has decided to issue a by-law pursuant to Sections 251 and 257 of the *Municipal Government Act* to authorize the financing of equipment necessary to carry on the activities of constructing a waste water treatment facility;

NOW THEREFORE, the Council of the Town of Cardston, duly assembled, enacts as follows:

#### PART I - TITLE, PURPOSE, DEFINITIONS AND INTERPRETATION

- TITLE** 1) This bylaw shall be known as the “Borrowing Bylaw – Waste Water Treatment Facility Working Line of Credit” of the Town of Cardston.
- PURPOSE** 2) The Purpose of this Bylaw is to authorize the Town to incur indebtedness through financing of a revolving line of credit for the purpose of managing the financing of the waste water treatment facility construction project.
- RULES FOR INTERPRETATION** 3) The table of contents, marginal notes and headings in this bylaw are for reference purposes only.

#### PART II – GENERAL

- TOTAL COST** 4) The Town of Cardston authorizes a revolving line of credit up to four million dollars (\$4,000,000.00)
- 5) The interest rate of the revolving line of credit shall be the prime lending rate of the 1<sup>st</sup> Choice Savings and Credit Union

and shall not exceed 8% for the duration of the bylaw.

**SOURCE OF FUNDING**

- 6) The source of payment of the principal and interest of the borrowing shall be tax funding as approved annually in the operating budget of the Town of Cardston.

**LIFESPAN**

- 7) This bylaw shall expire at such a time that the waste water treatment facility construction is materially completed and all debt associated with this line of credit is transferred to a structured long term mortgage product. At such time the Council of the day shall examine the need for the revolving line of credit and shall pass a new bylaw should the debt still be required.

**COMPLIANCE**

- 8) This line of credit is only to be used for the purposes of purchase of capital items directly related to the waste water treatment facility capital project. The items must be included in a Council approved budget.
- 9) The project is in compliance with all acts and regulations of the Province of Alberta.

**EFFECTIVE DATE**

- 10) This Bylaw shall come in force upon the date of its third and final reading.

Received First Reading this \_\_\_ day of \_\_\_\_\_, 2024

Received Second Reading this \_\_\_ day of \_\_\_\_\_, 2024

Received Third & Final Reading this \_\_\_ day of \_\_\_\_\_, 2024

Signed by the Mayor and the Chief Administrative Officer this \_\_\_ day of \_\_\_\_\_, 2024

TOWN OF CARDSTON

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MAYOR – *Maggie Kronen*

