

BYLAW NUMBER 10B2015

**BEING A BYLAW OF THE CITY OF CALGARY
TO INCUR INDEBTEDNESS BY THE ISSUANCE
OF DEBENTURES IN THE TOTAL AMOUNT OF
\$25.67 MILLION FOR FINANCING ACQUISITION
OF HARDWARE AND SOFTWARE FOR THE
REGULATED OPERATIONS OF ENMAX
CORPORATION**

WHEREAS Council of The City of Calgary ("Council") has approved the 2016 Capital Budget for ENMAX Corporation, a controlled corporation of The City of Calgary ("The City");

AND WHEREAS the acquisition of hardware and software for the regulated operations of ENMAX Corporation ("the Acquisitions") are estimated to cost \$25.67 million;

AND WHEREAS Council has decided to pass a bylaw pursuant to Sections 251 and 257 of the Municipal Government Act (R.S.A. 2000 c. M-26) to borrow the sum of \$25.67 million from Alberta Capital Finance Authority ("ACFA") by the issuance of debentures to finance the Acquisitions;

AND WHEREAS the estimated lifetime of the project financed under this Bylaw is equal to, or in excess of five (5) years;

AND WHEREAS the amount of the long term debt of The City as at 2014 December 31 is \$3,626 million with \$529 million being tax supported debt, \$1,032 million being self-sufficient tax supported debt and \$2,065 million being self supported debt and no part of the principal or interest is in arrears;

AND WHEREAS all required approvals for the Acquisitions will be obtained to ensure they are in compliance with all the laws in force in the Province of Alberta;

NOW, THEREFORE, THE MUNICIPAL COUNCIL OF THE CITY OF CALGARY, DULY ASSEMBLED, ENACTS AS FOLLOWS:

1. The proper officers of The City are hereby authorized to issue debentures on behalf of The City to a maximum sum of \$25.67 million to finance the Acquisitions.
2. The City shall repay the indebtedness over five (5) years in semi-annual equal principal and interest installments calculated at a rate not exceeding the rate fixed by ACFA on the date of the borrowing, up to a maximum rate of 8%.
3. The City shall obtain funds from ENMAX Corporation to repay the said indebtedness under the terms of the agreements between The City and ENMAX Corporation, as described in Bylaw No. 45M2015. In the event of any revenue deficiency, The City shall levy and raise municipal taxes sufficient to pay the indebtedness.
4. The indebtedness shall be contracted on the credit and security of The City.

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5. The net amount borrowed under this Bylaw shall be applied only to the purposes specified by this Bylaw.
6. This Bylaw comes into force on the date it is passed.

READ A FIRST TIME THIS ____ DAY OF _____, 2015.

READ A SECOND TIME THIS ____ DAY OF _____, 2015.

READ A THIRD TIME THIS ____ DAY OF _____, 2015.

MAYOR
SIGNED THIS ____ DAY OF _____, 2015.

CITY CLERK
SIGNED THIS ____ DAY OF _____, 2015