

PROPOSED

C2023-0655
ATTACHMENT 1

BYLAW NUMBER 11M2023

**BEING A BYLAW OF THE CITY OF CALGARY
AUTHORIZING A MUNICIPAL GUARANTEE
TO REPAY THE LOAN OF CALGARY
EXHIBITION AND STAMPEDE LIMITED
IN THE TOTAL AMOUNT OF UP TO \$10 MILLION

**COUNCIL OF THE CITY OF CALGARY, DULY ASSEMBLED, ENACTS THE
FOLLOWING:**

Purpose

1. The purpose of this Bylaw is to authorize The City to guarantee the repayment of principal and interest of the Loan to the Stampede pursuant to Sections 264(2)(b) and 266 of the *Municipal Government Act*, R.S.A. 2000 c. M-26, to assist with working capital requirements and general corporate purposes of the Stampede, such assistance being deemed by Council to be of general benefit to the municipality.

Interpretation

2. In this Bylaw:
 - (a) "The City" means The City of Calgary, a municipal corporation in the Province of Alberta;
 - (b) "Loan" means the non-revolving credit Facility H provided by a financial institution as lender to the Stampede to assist with working capital requirements and general corporate purposes of the Stampede;
 - (c) "Stampede" means the Calgary Exhibition and Stampede Limited, a not-for-profit organization incorporated under the *Companies Act* in 1886.

The Guarantee

3.
 - (1) The City is hereby authorized to guarantee the repayment of the Loan to a maximum sum of \$10 million. Such loan guarantee authorization is made on the condition that the Stampede firstly enters into an agreement with The City in accordance with the terms and conditions outlined in Report EC2023-0199 and The City's Credit Documentation – Loans and Loan Guarantees Policy and Procedures.
 - (2) The Chief Financial Officer of The City is hereby authorized to execute and deliver such agreements, instruments, certificates, and other documents, and do such further acts and things as may be reasonably necessary or as may be reasonably requested for the purpose of carrying out the guarantee and performing The City's obligations under any associated agreements, instruments, certificates or other documents.
 - (3) An agreement for the guarantee of the Loan described herein shall be entered into by The City after:

PROPOSED

BYLAW NUMBER 11M2023

(a) Council has given three readings to this Bylaw; and

(b) The agreement referred to in subsection (1) has been executed by The City and the Stampede.

The Loan

4. (1) The City shall guarantee repayment of the Loan up to a maximum of 25 years and the interest rate of the Loan shall not exceed the interest rate fixed from time to time by the financial institution pursuant to the applicable loan agreement.

(2) The repayment of the Loan by the Stampede shall be pursuant to the terms of the applicable Loan agreement.

General Matters

5. If The City shall be required to repay the Loan under the guarantee, the principal and interest still owing shall be repaid from The City's municipal tax and general revenue.

6. The amount of the long-term debt of The City as at 2021 December 31 is \$2,771 million with \$367 million being tax supported debt, \$220 million being self-sufficient tax supported debt and \$2,184 million being self-supported debt and no part of the principal or interest is in arrears.

7. This Bylaw comes into force on the date it is passed.

READ A FIRST TIME ON APRIL 25, 2023

READ A SECOND TIME ON _____

READ A THIRD TIME ON _____

MAYOR

SIGNED ON _____

CITY CLERK

SIGNED ON _____