

PROPOSED

C2026-0379
ATTACHMENT 1

BYLAW NUMBER 5B2026

**TO AUTHORIZE THE CITY OF CALGARY
TO AMEND BYLAW 11B2024 TO INCREASE
THE AUTHORIZED BORROWING AUTHORITY
FROM A MAXIMUM OF \$426.162 MILLION TO A
MAXIMUM OF \$941.362 MILLION**

WHEREAS the municipal Council ("**Council**") of The City of Calgary ("**The City**") considered Report C2024-0859 on 2024 September 16 and Report C2024-1097 on 2024 November 5 and passed borrowing Bylaw Number 11B2024 ("**Bylaw 11B2024**") on 2025 February 04 authorizing The City to borrow up to the maximum amount of \$426,162,000 for financing capital investments for Water Treatment & Supply and Wastewater Collection & Treatment, which includes the Water Distribution Network, as further set out in Schedule "A" of Bylaw 11B2024 (the "**Program**");

AND WHEREAS Council wishes to increase the maximum amount The City is authorized to borrow under Bylaw 11B2024 by \$515,200,000, from \$426,162,000 to \$941,362,000 to finance the Program which includes increasing the capital budget for Infrastructure Services Program 892 (Water Distribution Network);

AND WHEREAS Council considers it expedient to amend Bylaw 11B2024.

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

1. Bylaw Number 11B2024 is hereby amended.
2. In the long title, the number **\$426,162,000** is deleted and replaced with **\$941.362 MILLION**.
3. The preamble is deleted in its entirety and replaced with the following preamble:

WHEREAS the municipal Council ("**Council**") of The City of Calgary ("**The City**") considered report C2024-0859 on 2024 September 16 and report C2024-1097 on 2024 November 5, recommending Mid-Cycle Adjustments to the 2023-2026 Service Plans and Budgets which included capital investments for Water Treatment & Supply and Wastewater Collection & Treatment as set out in Schedule "A" attached, which includes the Water Distribution Network (the "**Program**");

AND WHEREAS Council wishes to increase the capital budget for Infrastructure Services Program 892 (Water Distribution Network) by a total amount of \$609,500,000, of which \$564,400,000 is to be financed by self-supported debt;

AND WHEREAS it is estimated that of the increase to the capital budget for Infrastructure Services Program 892 (Water Distribution Network), \$45,100,000 will be funded from sources other than borrowing;

AND WHEREAS of the \$564,400,000 of self-supported debt, \$515,200,000 will be financed through the Financing Options (as defined herein);

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AND WHEREAS The City is subject to the *Municipal Government Act*, R.S.A. 2000 c. M-26, as may be amended from time to time (the “**MGA**”), which requires, among other matters, that The City may only make a borrowing if the borrowing is authorized by a borrowing bylaw;

AND WHEREAS The City has established the Debt Policy CP2020-05, as adopted by Council on 2020 November 02, made effective on 2021 January 01, and as amended on 2025 September 16 (the “**Debt Policy**”), which provides, among other things, that the issuance of any new debt by The City be approved by Council in accordance with the MGA;

AND WHEREAS Council wishes to pass this Bylaw pursuant to Sections 251 and 258 of the MGA and the Debt Policy to authorize borrowing up to the maximum amount of \$941,362,000, all at once or from time to time, for the purpose of financing a portion of the cost of the Program through borrowing from: (i) the Government of Alberta, (ii) other lenders, and/or, (iii) by way of issuances of debt in the capital markets or private placements under The City’s debt capital markets and private placement program (the “**Debt Capital Markets Program**”) (collectively, (i) to (iii) are referenced as the “**Financing Options**”);

AND WHEREAS the probable (useful) lifetime of the assets in the Program financed under this Bylaw is equal to, or in excess of 10 years;

AND WHEREAS The City is, as of the date hereof, within the debt limit of The City (the “**Debt Limit**”), as determined from time to time in accordance with the MGA and the Debt Policy, and the borrowing(s) contemplated in this Bylaw will not cause The City to exceed its Debt Limit.”

4. Section 1 is deleted in its entirety and replaced with the following:

“1.

- (1) The City is hereby authorized to borrow all at once or from time to time up to the maximum amount of \$941,362,000 to finance the Program using any one or more of the Financing Options.
- (2) The Chief Financial Officer of The City, or any delegate of the Chief Financial Officer, is hereby authorized to negotiate, approve, execute and deliver any such agreements, instruments (including negotiable instruments), certificates, notes 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 any borrowing contemplated in this Bylaw and performing The City’s obligations under any associated agreements, instruments, certificates, notes or other documents.
- (3) Any borrowing contemplated in this Bylaw shall be repayable over a term that will not exceed the probable (useful) lifetime of the

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capital property in the Program, which term shall not exceed a maximum of 40 years from the date of advance of the applicable borrowing.

- (4) Any borrowing contemplated in this Bylaw shall be repayable in accordance with one or more of the following repayment structures:
 - (i) installments of principal and interest, as and when due, throughout its term;
 - (ii) interest only installments, as and when due, followed by payment of the outstanding principal at maturity;
 - (iii) as required by the applicable lender or lenders under the Financing Options; or
 - (iv) as established in accordance with the Debt Capital Markets Program,with interest on outstanding amounts due from time to time, not exceeding 8 per cent per annum.
- (5) The source or sources of repayment of principal and interest and any other amounts incurred in connection with any borrowing made under this Bylaw shall be user fees, or funds from other sources. In the event of any revenue deficiency, The City shall levy and raise municipal taxes sufficient to repay any such amounts.
- (6) The net amount borrowed under this Bylaw shall be applied to the purposes specified in this Bylaw, which may also include: (i) repaying, redeeming or refinancing any amounts previously borrowed under this Bylaw; or (ii) replenishing cash assets or financial resources of The City that have previously been used, expended or advanced for the Program, including any fees or other costs of funds associated with the use of such cash assets or financial resources.
- (7) If any borrowing associated with this Bylaw is carried out under the Debt Capital Markets Program, all additional authorities and powers granted under such program will also apply in respect of the borrowing made under this Bylaw.”

5. Sections 2, 3, 4 and 5 are deleted in their entirety.

6. In SCHEDULE “A”

- (a) the number “\$426,162,000” is deleted and replaced with “\$941,362,000”;

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- (b) the numbers "251 & 258" are deleted and replaced with "251, 258 and 191";
- (c) "C2024-0859 and C2024-1097" are deleted and replaced with "C2024-0859, C2024-1097 and EC2026-0173".

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

READ A FIRST TIME ON MARCH 17, 2026

READ A SECOND TIME ON _____

READ A THIRD TIME ON _____

MAYOR
SIGNED ON MM DD YYYY

CITY CLERK
SIGNED ON MM DD YYYY