

CITY OF EDMONTON

REVISED BYLAW 17862

A Bylaw to authorize the City of Edmonton to undertake, construct and finance the Blatchford District Energy Sharing System (DESS) Project

WHEREAS:

The Council of the City of Edmonton has decided to issue a bylaw pursuant to Sections 251 and 258 of the *Municipal Government Act*, R.S.A. 2000, c. M-26 to authorize the City of Edmonton to undertake, construct and finance the Blatchford District Energy Sharing System (DESS) Project (“Project”);

The City of Edmonton has made plans, specifications and estimates for the said Project and confirms the total cost of the said Project is ~~\$24,414,000.00~~ \$32,301,000.00;

~~There are no grants or contributions to be received or applied to the said Project;~~ There are grants or contributions to be received or applied to the said Project as detailed in Schedule "A";

In order to construct and complete the said Project, it will be necessary for the City of Edmonton to borrow the sum of ~~\$24,414,000.00~~ \$29,517,000.00 for the terms and conditions referred to in this bylaw and as detailed in Schedule “A”;

The above expenditure was approved by the City of Edmonton in its estimate of capital expenditures through the ~~2015 - 2018, 2019 - 2022 and 2023 - 2026 Capital Budgets~~ ~~2015-2018 and 2019-2022 Capital Budget~~;

The City of Edmonton will repay the indebtedness over a period of up to twenty-five (25) in semi-annual or annual instalments, with interest not exceeding nine per cent (9%), per annum;

The amount of the existing debenture debt of the City of Edmonton on December 31, 2022 is \$3,940,329,274.54 as calculated in accordance with the City of Edmonton Debt Management Fiscal Policy C203D, no part of which is in arrears; ~~The amount of the existing debenture debt of the City of Edmonton at December 31, 2018 is \$3,046,193,851.11, as calculated in accordance with the *Debt Limit Regulation*, A.R. 255/2000, as amended, no part of which is in arrears;~~

The probable lifetime of the said Project is a minimum of twenty-five (25) years;

All required approvals for the said Project have been obtained and the Project is in compliance with all Acts and Regulations of the Province of Alberta;

THEREFORE, THE COUNCIL OF THE CITY OF EDMONTON DULY ASSEMBLED
ENACTS AS FOLLOWS:

1. That for the purpose of said Project, the sum of ~~\$29,517,000.00~~ ~~\$24,414,000.00~~ be borrowed by way of debenture on the credit and security of the City of Edmonton at large.

2. The debentures to be issued under this bylaw shall not exceed the sum of ~~\$24,414,000.00~~ \$29,517,000.00, and may be in any denomination not exceeding the amount authorized by this bylaw and shall be dated having regard to the date of the borrowing.
3. The debentures shall bear interest during the currency of the debentures, at a rate not exceeding nine per cent (9%) per annum, payable semi-annually or annually.
4. The debentures shall be issued for a period of up to twenty-five (25) years and the City of Edmonton will repay the principal and the interest in semi-annual or annual instalments.
5. For the purpose of this bylaw, the Chief Elected Official (as defined by the *Municipal Government Act*) means the Mayor, and the Chief Administrative Officer (as defined by the *Municipal Government Act*) means the City Manager, of the City of Edmonton. At least two of the following positions; the Mayor, the Chief Financial Officer, or the City Manager, shall authorize such bank or financial institution to make payments to the holder of the debentures, on such date and in such amounts as specified in the repayment schedule forming part of each debenture.
6. The debentures shall be signed by at least two of the following positions: the Chief Financial Officer, the City Manager or the Mayor of the City of Edmonton and the City Manager shall affix thereto the corporate seal of the City of Edmonton to the debentures.

7. There shall be levied and raised in each year of the currency of the debentures a rate or rates, sufficient to pay the principal and interest falling due in such year on such debentures by a rate sufficient therefore on all the taxable property in the City and collectible at the same time and in the same manner as other rates.

8. The indebtedness is contracted on the credit and security of the City of Edmonton at large.

9. The net amount realized by the issue and sale of debentures authorized under this bylaw shall be applied only for the purposes for which the indebtedness was created.

10. Schedule "A" attached hereto shall be part of this bylaw. Notwithstanding Schedule "A" attached hereto, the City may at any time expend monies borrowed under this bylaw in excess of the Capital Project Borrowing amounts described in Schedule "A" hereto (hereinafter called "excess expenditure") provided that the total monies expended under this bylaw shall not exceed the aggregate sum of ~~\$24,414,000.00~~ \$29,517,000.00 and further provided that any excess expenditure shall be made in favour of one or more of the Capital Projects listed in Schedule "A".

11. This bylaw shall take effect on the day of the final passing thereof.

Revised Bylaw 17862 passed by Council February 21, 2017

Amendments:

Bylaw 19100, January 20, 2020

Bylaw 20107 Revision, May 24, 2022

Schedule "A"

**Blatchford District Energy Sharing System (DESS) Project
25 Years
(in thousands of dollars)**

Project Number	Project Name	Estimated Total Cost	Federal Grants	Borrowing Request	2022 and Prior	2023	2024	2025	2026
17-02-2107	Blatchford District Energy Sharing System (DESS)	\$ 22,868	\$ 954	\$ 21,914	\$ 19,624	\$ 1,915	\$ 375	\$ -	\$ -
CM-83-8383	Blatchford Renewable Energy Utility P&D - Growth	9,433	1,830	7,603	1,699	2,609	-	-	3,295
		\$ 32,301	\$ 2,784	\$ 29,517	\$ 21,323	\$ 4,524	\$ 375	\$ -	\$ 3,295

Schedule "A"

**Blatchford District Energy Sharing System (DESS) Project
25 Years
(in thousands of dollars)**

Project Number	Project Name	Estimated Total Cost	Borrowing Request	2018 and Prior Years	2019	2020	2021	2022
17-02-2107	Blatchford District Energy Sharing System (DESS)	\$ 19,442	\$ 19,442	\$ 12,699	\$ 5,579	\$ 1,164	\$ -	\$ -
CM-83-8383	Blatchford Renewable Energy Utility P&D - Growth	4,972	4,972	-	1,657	1,657	1,658	-
		\$ 24,414	\$ 24,414	\$ 12,699	\$ 7,236	\$ 2,821	\$ 1,658	\$ -