

**TOWN OF ONOWAY
By-Law 817-24**

**A BYLAW TO BORROW THE CONSTRUCTION OF FIBRE OPTIC NETWORK
INFRASTRUCTURE IN THE INDUSTRIAL AREA.**

WHEREAS the Council of the Town of Onoway (hereinafter called the “Corporation”) in the Province of Alberta, considers it necessary to borrow certain sums of money for the purpose of construction of fibre optic network infrastructure in the industrial area.

AND the cost of construction is Two Hundred and Twenty-Three Thousand Dollars (\$223,000);

AND in order to construct, it will be necessary for the Corporation to borrow up to the sum of Two Hundred and Twenty-Three Thousand Dollars (\$223,000) (the “Indebtedness”) by the issuance of a debenture on the terms and conditions referred to in this Bylaw;

AND the Town of Onoway amount of existing debenture debt at December 31, 2023 is \$1,215,503, no part of which is in arrears;

AND the term of the borrowing would not exceed the projected lifetime of the fibre optic network infrastructure as constructed;

NOW THEREFORE, under the authority of the Municipal Government Act, Revised Statutes of Alberta 2000 Chapter M-26, the Council of the Town of Onoway enacts as follows:

1. For the purpose of the construction of fibre optic network infrastructure in the industrial area; the sum of up to Two Hundred and Twenty-Three Thousand Dollars (\$223,000) may be borrowed from the Province of Alberta or an accredited financial institution by way of debenture on the credit and security of the Council of the Corporation at large, of which the full amount borrowed is to be paid by the Council of Corporation at large.
2. The debentures to be issued under this bylaw shall 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 the interest rate fixed from time to time by the Province of Alberta or other financial institution at a rate not exceeding Prime Lending Rate (10%) plus five percent (5%) per annum, payable semi-annually.
4. The debentures shall be issued in such manner that the principal and interest will be combined and be made payable in, as nearly as possible, equal semi-annual installments over a period of up to six (6) years, in accordance with the schedule attached and forming a part of the debenture. revenues as collected, as collateral security for the money to be borrowed hereunder and interest thereon, but the said Bank shall not be restricted to the said taxes, penalties and other designated revenue for the payment of

the money borrowed as aforesaid or be bound to wait for repayment of such money and interest until such taxes, penalties and other designated revenue can be collected, or be required to see that the said taxes, penalties and other designated revenues are deposited as aforesaid.

5. The debentures shall be payable in lawful money of Canada at the Alberta Treasury Branch or at such other bank or financial institution as Council may authorize as its banking agency during the currency of the debenture.
6. The Mayor and a Designated Officer of the Town of Onoway 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 and shall affix the Town of Onoway corporate seal to the debenture documents.
7. There shall be levied and raised in each year of the currency of the debentures a rate or rates on the assessed value of all lands and improvements shown on the assessment roll, sufficient to provide an annual tax adequate to pay the principal and interest falling due in such year on such debentures. The said rates and taxes are collectible at the same time and in the same manner as other rates and taxes.
8. The Indebtedness is contracted on the credit and security of the Town of Onoway at large.
9. That Bylaw 817-24 comes into full force and effect upon third reading.

Read a first time this 12th day of September, 2024.

Read a second time this _____.

Unanimous consent to proceed to third reading this _____.

Read a third time and passed this _____.

Signed by Mayor Lenard Kwasny

**Signed by Jennifer Thompson
Chief Administrative Officer**