

## CITY OF PORTAGE LA PRAIRIE

### BY-LAW NO. 24-8772

BEING a By-law of The City of Portage la Prairie, hereinafter called the City, to provide for the expenditure and borrowing of funds for the purpose of upgrading and expanding the City's Water Treatment Plant hereinafter called the "WTP Upgrade".

WHEREAS, *The Municipal Act*, S.M. 1996, c58 provides, in part, as follows:

#### Definitions

172 In this Division,

"borrowing" means the borrowing of money, and includes

- (a) borrowing to refinance, redeem or restructure existing debt,
- (b) borrowing to pay for a local improvement under Division 4 (Local Improvements and Special Services) of Part 10,
- (c) a lease of real property with a fixed term beyond three years or a fixed term of less than three years but with a right of renewal that would, if exercised, extend the original term beyond three years,
- (d) an agreement to purchase capital property that creates an interest in the capital property to secure payment of the capital property's purchase price if payment of the purchase price under the agreement exceeds three years, and
- (e) issuing debentures.

Borrowing must be authorized by by-law

174(1) A municipality may make a borrowing only if

- (a) the borrowing is authorized by a by-law passed in accordance with section 174.1; and
- (b) subject to subsection (2), the borrowing is set out as a debt obligation in the operating budget or capital budget or it is made to fund an expenditure authorized under subsection 169(5).

Passing a borrowing by-law

174.1(1) The council must give public notice before giving first reading to a

borrowing by-law that authorizes the municipality to

- (a) issue debentures; and
- (b) use the money borrowed to fund a capital project that has been included in the financial plan adopted under section 162.

AND WHEREAS the requirements as prescribed in Sections 174(1) and 174.1(1) of The Municipal Act have been complied with;

AND WHEREAS the Council of the City is of the opinion that the following project, being; the WTP Upgrade, should be undertaken in order to better serve the users of the water utility system;

AND WHEREAS the estimated total cost of the WTP Upgrade is \$100,464,000 with funding from:

- Manitoba Water Services Board grant - \$40,250,000;
- City Water Treatment Plant Expansion Grant Reserve - \$3,260,000;
- City Utility Reserve - \$1,750,000; and
- City debenture debt borrowing of \$55,204,000 which is the amount of the debt intended to be created by this by-law;

AND WHEREAS the consecutive annual amounts, including principal and interest, required to be raised each year for thirty (30) years, as hereinafter provided, for paying the principal and interest under this by-law are the amounts set out in Schedule "A" hereto;

AND WHEREAS the assessed value of the whole land chargeable under this by-law, according to the last revised assessment roll, is \$653,916,360;

AND WHEREAS the amount of the existing debenture debt of the City as of December 31, 2023 is \$16,575,868, of which no portion of the principal or of the interest thereon is in arrears;

AND WHEREAS the current amount of existing debenture debt authorized but not yet issued of the City as of October 16, 2024 is \$1,298,000:

NOW THEREFORE, the Council of The City of Portage la Prairie, duly assembled, enacts as follows:

1. THAT for the WTP Upgrade, the City may expend up to One Hundred Million, Four Hundred and Sixty Four Thousand Dollars (\$100,464,000) and to borrow the sum of Fifty Five Million and Two Hundred and Four Thousand dollars (\$55,204,000) which is the amount of the debt intended to be created by this By-Law.
2. THAT the said borrowing shall bear interest at a rate estimated for the time being at 7.0% per annum and subject in any event to the authorization of The Municipal Board at the time of sale, and shall mature in accordance with the maturities set out in Schedule "A" hereto on the 31<sup>th</sup> day of December in each of the years 2026 to 2055, both inclusive.
3. That the issuance of borrowings shall be signed by the Mayor, or by some other person authorized by by-law to sign same, and by the City Manager of the City and there shall be affixed thereto the corporate seal of the said municipality.
4. That during the currency of the said borrowing; namely, in each of the years 2026 to 2055, both inclusive, there shall be raised through an estimated special surcharge per cubic meter on water volume sold at Step 1 of \$1.58, Step 2 of \$1.31, Step 3 of \$1.24 and Step 4 of \$0.53 on all City of Portage la Prairie water utility customers, an amount sufficient to meet the requirement for principal and interest as set out in Schedule "A" hereto. The water utility rates being subject to approval from the Public Utilities Board.
5. That pursuant to subsection 174(3)(d) of The Municipal Act, pending the issue of the borrowing, the council of the City may agree with a bank or person or borrow from the general funds of the municipality for temporary advances from time to time to meet expenditures incurred for the purpose aforesaid, and the total of such advances shall not exceed Fifty Five Million and Two Hundred and Four Thousand dollars (\$55,204,000).

DONE AND PASSED AS A BY-LAW OF THE CITY OF PORTAGE LA PRAIRIE BY THE COUNCIL THEREOF IN OPEN SESSION ASSEMBLED THIS \_\_\_\_ DAY of \_\_\_\_\_, 202\_\_.

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Manager of Administration

**READ A FIRST TIME** the \_\_\_\_ day of \_\_\_\_\_

**READ A SECOND TIME** the \_\_\_\_ day of \_\_\_\_\_

**READ A THIRD TIME** the \_\_\_\_ day of \_\_\_\_\_

**City of Portage la Prairie  
SCHEDULE - A TO BYLAW NO. 24-8772**

<b>Term (Yrs):</b>	3	<b>Amount:</b>	55,204,000.00
<b>Date:</b>	0	<b>Rate (%):</b>	7.00%
<b>Payable:</b>	December-31-25	<b>Annual Payment:</b>	4,448,691.82
	Annually	<b>Last Year's Payment:</b>	4,448,691.78

**MATURITY SCHEDULE**

<b>Year</b>	<b>Interest</b>	<b>Principal</b>	<b>Balance</b>
2026	3,864,280.00	584,411.82	54,619,588.18
2027	3,823,371.17	625,320.65	53,994,267.53
2028	3,779,598.73	669,093.09	53,325,174.44
2029	3,732,762.21	715,929.61	52,609,244.83
2030	3,682,647.14	766,044.68	51,843,200.15
2031	3,629,024.01	819,667.81	51,023,532.34
2032	3,571,647.26	877,044.56	50,146,487.78
2033	3,510,254.14	938,437.68	49,208,050.10
2034	3,444,563.51	1,004,128.31	48,203,921.79
2035	3,374,274.53	1,074,417.29	47,129,504.50
2036	3,299,065.32	1,149,626.51	45,979,878.00
2037	3,218,591.46	1,230,100.36	44,749,777.64
2038	3,132,484.43	1,316,207.39	43,433,570.25
2039	3,040,349.92	1,408,341.90	42,025,228.35
2040	2,941,765.98	1,506,925.84	40,518,302.51
2041	2,836,281.18	1,612,410.64	38,905,891.87
2042	2,723,412.43	1,725,279.39	37,180,612.48
2043	2,602,642.87	1,846,048.95	35,334,563.53
2044	2,473,419.45	1,975,272.37	33,359,291.16
2045	2,335,150.38	2,113,541.44	31,245,749.72
2046	2,187,202.48	2,261,489.34	28,984,260.38
2047	2,028,898.23	2,419,793.59	26,564,466.79
2048	1,859,512.68	2,589,179.14	23,975,287.65
2049	1,678,270.14	2,770,421.68	21,204,865.97
2050	1,484,340.62	2,964,351.20	18,240,514.77
2051	1,276,836.03	3,171,855.79	15,068,658.98
2052	1,054,806.13	3,393,885.69	11,674,773.29
2053	817,234.13	3,631,457.69	8,043,315.60
2054	563,032.09	3,885,659.73	4,157,655.87
2055	291,035.91	4,157,655.87	0.00
<b>Totals</b>	<b>78,256,754.55</b>	<b>55,204,000.00</b>	<b>133,460,754.55</b>