

**TOWN OF SCIPIO,
MILLARD COUNTY, STATE OF UTAH
WATER REVENUE BONDS
PARAMETERS RESOLUTION**

RESOLUTION NO. _____

A RESOLUTION AUTHORIZING NOTICE OF PUBLIC HEARING AND INTENT TO ISSUE BONDS OF NOT MORE THAN \$120,000 OF WATER REVENUE BONDS; FIXING THE MAXIMUM AGGREGATE PRINCIPAL AMOUNT, MATURITY, INTEREST RATE, AND DISCOUNT OF THE BONDS; PROVIDING FOR THE RUNNING OF A CONTEST PERIOD; AND RELATED MATTERS.

WHEREAS, the Town of Scipio, Millard County, State of Utah (the "Issuer"), desires to finance the cost of constructing water system improvements to improve flow and pressure, including the drilling of a new well, installing conductor and production holes, casings, tubes, filter material seal, storm drain line, splash box, manhole, well house, water lines and loops, and a SCADA water meter; and

WHEREAS, the Issuer further desires to issue bonds to finance those costs; and

WHEREAS, pursuant to the provisions of the Utah Local Government Bonding Act, Title 11, Chapter 14, Utah Code Annotated 1953, as amended (the "Act"), the Board of Trustees (the "Board") of the Issuer has authority to issue its Water Revenue Bonds (the "Bonds") for the purposes set forth above; and

WHEREAS, the Act provides for the publication of a Notice of Public Hearing and Bonds to be Issued, and the Issuer desires to publish such a notice at this time in compliance with the Acts with respect to the Bonds:

NOW, THEREFORE, it is hereby resolved by the Town Council of the Town of Scipio, Millard County, State of Utah, as follows:

Section 1. The Town Council of the Issuer hereby finds and determines that it is in the best interests of the Issuer and the residents thereof for the Issuer to issue not more than \$120,000 aggregate principal amount of its Bonds, to bear interest at a rate not to exceed 1.50% per annum, to mature in not more than 35 years from their date or dates, and to be sold at a price not less than 99% of the total principal amount thereof, the Bonds to be issued for the purpose of (1) financing the costs of constructing improvements to the Issuer's drinking water system, and (2) paying issuance expenses, all pursuant to this Resolution and a resolution to be adopted by the Town Council authorizing and confirming the issuance and sale of the Bonds (herein referred to as the "Final Bond Resolution"), and the Town Council hereby declares its intention to issue the Bonds according to the provisions of this Section and a Final Bond Resolution, when adopted.

Section 2. The Issuer hereby authorizes and approves the issuance of the Bonds pursuant to the provisions of this Resolution and a Final Bond Resolution to be adopted by the Town Council authorizing and confirming the issuance and sale of the Bonds, with such changes thereto as shall be approved by the Town Council upon the adoption of the Final Bond Resolution, provided that the principal amount, interest rate or rates, maturity and discount shall not exceed the maximums set forth in Section 1 hereof.

Section 3. The Issuer hereby calls a public hearing to be held on March 18 2021 at 5 North State Street, in Scipio, Utah, at the hour of 7:00 p.m. or as soon thereafter as feasible. The purpose of the public hearing is to receive public input concerning the proposed issuance of the Bonds and the economic impact that the proposed projects to be financed by the Bonds will have on the private sector. All interested persons are invited to attend and comment.

Section 4. In accordance with the Acts, the Town Clerk of the Issuer shall cause the following "Notice of Public Hearing and Bonds to be Issued" to be (1) published once each week for two consecutive weeks, with the first publication occurring at least 14 days before the public hearing, in Chronicle Progress, a newspaper of general circulation in the Issuer, and which is hereby designated as the Issuer's official newspaper pursuant to the Act, and (2) posted on the Utah Public Notice Website at least 14 days before the public hearing. The Town Clerk shall also cause a copy of this Resolution (together with all exhibits hereto) to be kept on file in the Issuer's principal offices for public examination during the regular business hours of the Issuer until at least thirty (30) days from and after the last date of publication thereof. The Issuer directs its officers and staff to publish a Notice of Public Hearing and Bonds to be Issued in substantially the following form:

NOTICE OF PUBLIC HEARING AND BONDS TO BE ISSUED

NOTICE IS HEREBY GIVEN pursuant to the provisions of the Utah Local Government Bonding Act, Title 11, Chapter 14, Utah Code Annotated 1953, as amended, that on February 17, 2021, the Town Council of the Town of Scipio, Millard County, State of Utah (the "Issuer"), adopted a resolution (the "Resolution") in which it authorized the issuance of the Issuer's Water Revenue Bonds (the "Bonds") in the aggregate principal amount of not to exceed \$120,000, bearing interest at a rate not to exceed 1.50% per annum, to mature in not more than 35 years from their date or dates, and to be sold at a price not less than 99% of the total principal amount thereof.

NOTICE IS FURTHER GIVEN that the Issuer called and will hold a public hearing on March 18, 2021, at 7:00 p.m. or as soon thereafter as feasible. The location of the public hearing is at 5 North State Street in Scipio, Utah. The purpose of the meeting is to receive input from the public with respect to the issuance of the Bonds and the potential economic impact that the improvement, facility, or property for which the Bonds will pay all or part of the cost will have on the private sector. All members of the public are invited to attend and participate.

The Bonds will be issued for the purposes of (1) financing the cost of constructing improvements to the Issuer's drinking water system, and (2) paying issuance expenses of the Bonds. As water revenue bonds, no property taxes will be pledged for repayment of the Bonds.

Although the Resolution authorizes the issuance of Bonds in the total principal amount of \$120,000, it is currently anticipated that the actual principal amount of the Bonds will be \$100,000, and if the Bonds are issued in that amount, and carried to maximum maturity, at the maximum interest rate, then the amount to be repaid will be approximately \$101,460.

The Bonds are to be issued and sold by the Issuer pursuant to the Resolution which was before the Board and a Final Bond Resolution to be adopted at a future time (collectively, the "Bond Resolutions"). The Final Bond Resolution is to be adopted by the Town Council in such form and with such changes thereto as shall be approved by the Board upon the adoption thereof, provided that the principal amount, interest rate or rates, maturity, and discount of the Bonds will not exceed the maximums set forth above.

A copy of the Resolution is on file in the office of the Issuer at 5 North State Street in Scipio, Utah, where it may be examined by appointment for a period of at least thirty (30) days from and after the last date of publication of this notice. Appointments can be made by calling the Mayor at 435-253-0031.

NOTICE IS FURTHER GIVEN that a period of thirty (30) days from and after the last date of the publication of this notice is provided by law during which any person in interest shall have the right to contest the legality of the Resolution, the Final Bond Resolution, or the Bonds, or any provision made for the security and payment of the Bonds by filing a verified written complaint in the district court of the county in which he/she resides, and that after such time, no one shall have any cause of action to contest the regularity, formality or legality thereof for any cause whatsoever.

DATED this ____ day of _____, 2021.

Rebecca Bond, Town Clerk

Section 5. All resolutions or parts thereof in conflict herewith are, to the extent of such conflict, hereby repealed and this Resolution shall be in full force and effect immediately upon its approval and adoption.

APPROVED AND ADOPTED this _____, 2021.

Pamela Sheridan, Mayor

ATTEST:

Rebecca Bond, Town Clerk

[SEAL]