

RESOLUTION NO. 4600

A RESOLUTION OF THE COMMON COUNCIL OF THE TOWN OF GILBERT, ARIZONA, DECLARING, FOR PURPOSES OF SECTION 1.150-2 OF THE FEDERAL TREASURY REGULATIONS, OFFICIAL INTENT TO BE REIMBURSED IN CONNECTION WITH CERTAIN CAPITAL EXPENDITURES RELATING TO THE CONSTRUCTION AND ASSOCIATED COSTS OF IMPROVING LAND AND PROPERTY AND RELATED OFF-SITE IMPROVEMENTS (PROJECTS INCLUDE: RECLAIMED WATER TREATMENT, STORAGE, AND RECOVERY, RECEIPT AND TREATMENT OF WATER RESOURCES, WATER MAIN ASSESSMENT, AND RELATED PROJECTS).

WHEREAS, the Town of Gilbert, Arizona (the "Town"), is authorized and empowered pursuant to law to issue or cause to be issued obligations to finance the costs of various capital facilities owned or to be owned by the Town; and

WHEREAS, the Town may, from time to time, make expenditures for a governmental purpose that is originally paid from a source other than a reimbursement bond or obligation (an "Original Expenditure") with the intent that such Original Expenditures will be reimbursed from the portion of proceeds of tax-exempt bonds or obligations allocated to reimburse an Original Expenditure that was paid before the issue date of such issue (the "Reimbursement Bonds"); and

WHEREAS, in order to treat such reimbursements as an expenditure of proceeds of the Reimbursement Bonds for the purpose of applying Sections 103 and 141 through 150 of the Internal Revenue Code of 1986, as amended, the Town may be required, pursuant to Treasury Regulation Section 1.150-2, to declare its intention to reimburse an Original Expenditure with proceeds of Reimbursement Bonds; and

WHEREAS, such declaration of intention to reimburse an Original Expenditure must be made not later than 60 days after the payment of such Original Expenditure; and

WHEREAS, it is contemplated that certain expenditures made by the Town with regard to capital facilities owned or to be owned by the Town will be reimbursed from the proceeds of the sale of obligations to be issued in the future by or on behalf of the Town.

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the Town of Gilbert, Arizona:

Section 1.     Incorporation by Reference. The foregoing recitals are incorporated herein by reference.

Section 2. Declaration of Official Intent. This resolution is a declaration of official intent by the Town relating to reimbursement for the Original Expenditures described herein. This declaration includes reimbursement of up to 20% of total project costs for preliminary expenditures incurred prior to July 11, 2025 (60 days prior to date of this resolution), and all other project-related expenses incurred after July 11, 2025.

Section 3. Project Descriptions. The projects for which such Original Expenditures are to be paid include facilities related to Capital Projects WW0940-Aquifer Storage and well, WW1200-Greenfield Wastewater Plant Expansion, WA1589-North Water Treatment Plant Expansion & Reconstruction, WA1614-Transmission Main Assessment, and related projects. This is inclusive of but not limited to site preparation and work (collectively, the "Projects").

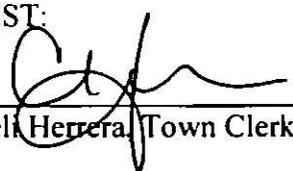
Section 4. Maximum Principal Amount. The maximum principal amount of the obligations (including the Reimbursement Bonds for such purpose) to be issued for such Projects is anticipated to be \$250,000,000, which such obligations may be in the form of one or more series of Water Resource Municipal Property Corporation Bonds.

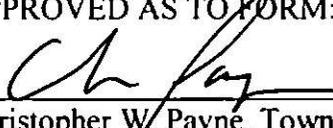
Section 5. Reasonableness of Official Intent. On the date of this resolution, the Common Council of the Town has a reasonable expectation (being that which a prudent person in the same circumstances would have, based on all the objective facts and circumstances) that it will reimburse such Original Expenditures with proceeds of such obligations. (Official intents have not been declared by the Town as a matter of course in amounts substantially in excess of the amounts expected to be necessary for such projects. Moreover, the Town does not have a pattern (other than in extraordinary circumstances) of failure to reimburse actual original expenditures covered by official intents.)

Section 6. This resolution shall be in full force and effect from and after its passage, adoption and approval by the Common Council of the Town of Gilbert.

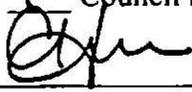
PASSED AND ADOPTED by the Common Council of the Town of Gilbert, Arizona this 9<sup>th</sup> day of September, 2025.

  
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Scott Anderson, Mayor

ATTEST:  
  
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Chaveli Herrera, Town Clerk

APPROVED AS TO FORM:  
  
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Christopher W. Payne, Town Attorney

I hereby certify the above foregoing Resolution No. 4600 was duly passed by the Council of the Town of Gilbert, Arizona, at a regular meeting held on the 9<sup>th</sup> day of September, 2025, and that quorum was present thereat and that the vote thereon was 6 ayes and 0 nays and 0 abstentions. 1 Council members were absent or excused.



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Chaveli Herrera, Town Clerk