

A RESOLUTION PROVIDING FOR THE ISSUANCE OF GENERAL OBLIGATION BONDS UPON THE FULL FAITH AND CREDIT OF THE TOWN OF STEVENSVILLE, RAVALLI COUNTY, MONTANA, IN THE SUM OF \$125,000.00 FOR THE PURPOSE OF PROVIDING FOR THE CONSTRUCTION, RECONSTRUCTION AND ENLARGEMENT OF A PLANT FOR TREATMENT AND DISPOSAL OF SEWAGE FROM THE EXISTING SEWER SYSTEM FOR THE TOWN OF STEVENSVILLE, AND FOR THE PAYMENT OF THE NECESSARY ENGINEERING AND OTHER EXPENSES IN CONNECTION WITH THE ISSUANCE OF THE SAID GENERAL OBLIGATION BONDS AND PRESCRIBING THE FORM OF NOTICE OF THE SALE OF SAID BONDS.

WHEREAS, a special bond election was held in the Town of Stevensville, Montana, on the 10th day of May, 1977, for the purpose of affording the qualified electors of the Town of Stevensville an opportunity to vote on the question of issuing general obligation bonds upon the faith and credit of the Town of Stevensville, in the sum of \$125,000.00, the same being within the legal bonding limits of the Town of Stevensville, Montana.

AND WHEREAS, the said election was held pursuant to a petition asking that such election be held and the question submitted signed by not less than 20% of the qualified electors of the Town, and notice of such election was duly given, and more than 40% of the qualified electors entitled to vote on such proposition voted thereon,

AND WHEREAS, a majority of votes cast at said election favored the issuance of said bonds as determined by the judges at said election and by canvass of the votes at a special meeting of the Town Council of the Town of Stevensville, held on the 10th day of May, 1977,

NOW THEREFORE, BE IT RESOLVED by the Mayor and the Town Council of the Town of Stevensville, Montana, that there be issued general obligation bonds upon the full faith and credit of the Town of Stevensville in the sum of \$125,000.00 for the purpose of construction, reconstruction and enlargement of plant for treatment and disposal of sewage from the

the necessary engineering and other expenses in connection therewith, said bonds to be a general obligation of the Town of Stevensville, Montana, the interest and principal of which shall be paid by a tax levy upon all of the property within the Town of Stevensville, Montana.

That said bonds therefore bear interest at the rate not to exceed the sum of seven per cent (7%) per annum and shall be paid semi-annually and shall bear the date July 1, 1978 and payable during the period of twenty (20) years and the bonds may be redeemed ten (10) years after the date of issuances or upon any interest payment date thereafter and that said bonds be executed by the Mayor and Treasurer of the Town of Stevensville, and attested by the Town Clerk thereof and bear the seal of the Town of Stevensville, Montana;

AND BE IT FURTHER RESOLVED; that preference be given to amortization bonds, but if it should be found to be to the disadvantage to the Town of Stevensville, to issue amortization bonds, then serial bonds in the denomination of \$100.00 or multiples thereof shall be issued;

AND BE IT FURTHER RESOLVED: That for the proper administration of money to be received and disbursed by the Town of Stevensville in constructing said sewage plant and repayment of said monies borrowed for such construction and interest thereon, that there is hereby established the following special funds for the Town of Stevensville, to be held by the Town of Stevensville Treasurer and be used as prescribed herein, to-wit:

a. a construction fund into which shall be paid all monies borrowed by the issuance of said general obligation bonds (exclusive of interest thereof which may be paid by the purchaser and shall be paid into the interest fund hereinafter provided for), and from which construction fund, there shall be paid as accrued, all, but only, those items which by sound accounting practices are proper capital assets of the construction of the sewage treatment plant as set forth above.

principal of said bonds as they shall become due, there may also be paid into said sinking fund any surplus revenue received by the Town of Stevensville from the operation of the sewer system after the cost of construction and the cost of operating of the same shall have been fully provided for and paid.

c. there is also hereby established an interest fund into which shall be paid those certain monies received from taxes levied on all the property within the Town of Stevensville as a special levy to be herein-after provided for in the proper and necessary amount to meet and pay the annual interest charges upon the said general obligation bonds.

Said bonds herein authorized to be sold will be sold for not less than their par value, with accrued interest to the date of delivery, and all bids must state the lowest rate of interest at which they will purchase the bonds at par. The Town Council reserves the right to reject any and all bids and to sell bonds at private sale.

All bids other than by or on behalf of the State Board of Investment, must be accompanied by lawful money of the United States, or cashier's check, certified check, bank money order, or bank draft, drawn and issued by a national banking association bank located in the State of Montana or by any banking corporation incorporated under the laws of the State of Montana, payable to the order of the Town Clerk of the Town of Stevensville, Montana, in the sum of \$1,000.00, which will be forfeited by the successful bidder and be retained as liquidated damages in the event that the successful bidder shall refuse to purchase the said bonds in accordance with the terms of his bid.

BE IT FURTHER RESOLVED that all of said bonds shall be forthwith prepared for execution under the direction of the Town Clerk and the bond purchasers, when so prepared, shall be executed on behalf of the Town of Stevensville by the signature of the Mayor and Town Treasurer and attested by the Town Clerk and the interest coupons and each and all thereof, shall

and after being registered by the Town Treasurer in the manner specified by Section 11-2318, RCM 1947, shall be delivered to the purchaser or to such bank or such other financial institution which may purchase or act as agent for the purchasers of said bonds. Upon payment to the Treasurer of the Town of Stevensville of the par value of said bonds plus interest accrued thereon from date to said bonds to the date of delivery and payment thereof, and said purchaser shall not be obligated to see to the application of said purchase price beyond the payment to the Town Treasurer; the sale of said bonds to said purchaser or purchasers at such agreed price is hereby ratified and confirmed.

The following form of notice of the sale of said bonds is hereby adopted for use in advertising the sale thereof and the Town Clerk is hereby directed to cause to be published such notice at least once a week for four consecutive calendar weeks immediately preceding the week which contains said date of sale, to-wit:

in the Ravalli Republic, a newspaper published in Hamilton, Ravalli County, Montana, being the official paper of the Town of Stevensville, Montana, and the Town Clerk is further directed to send a copy of said notice at least 15 days before the date fixed for the sale of obligation bonds to the Secretary of the State Board of Investments, Helena, Montana, and to furnish said secretary a transcript of the proceedings had for the issuance of said obligation bonds:

NOTICE OF SALE OF GENERAL OBLIGATION BONDS OF THE TOWN OF STEVENSVILLE, MT.

NOTICE IS HEREBY GIVEN by the Council of the Town of Stevensville, Montana, that the said Council will, on the 25th day of JULY, 1978, at the hour of 2 o'clock P.M. at its Council chambers in the Town of Stevensville, Montana, sell to the highest and best bidder for cash, either amortization or serial bonds of the said Town in the total amount of \$125,000.00 for the purpose of construction, reconstruction and enlargement of sewage disposal plant.

Amortization bonds will be the first choice and serial bonds will be

from the date of issue.

If serial bonds are issued and sold, they will be in the amount of Sixty-two hundred and no/100 Dollars (\$6,200.00) each, except for one bond which shall be in the sum of Seven thousand two hundred and no/100 Dollars (\$7,200.00); the sum of \$7,200.00 of said serial bonds will become due and payable on the 15th day of July, 1979 and the sum of \$6,200.00 of said serial bonds shall become due and payable on the 15th day of July, 1980, and a like amount on the same day of each year thereafter until said bonds are paid.

The said bonds, whether amortization or serial bonds, will bear the date of July 15, 1978, will bear interest at the rate not exceeding seven per cent (7%) per annum payable semi-annually on the 15th day of January and on the 15th day of July, in each year, and will be redeemable at the option of the Town on any interest payment date after ten years of the date of issue.

Said bonds will be sold for not less than their par value with accrued interest to the date of delivery and all bidders must state the lowest rate of interest at which they will purchase the bonds at par. The Council reserves the right to reject any and all bids and to sell said bonds at private sale.

All bids other than by or on behalf of the State Board of Investments of the State of Montana must be accompanied by a certified check in the sum of \$1,000.00 payable to the order of the Town Clerk of the Town of Stevensville, which shall be forfeited by the successful bidder in the event that he shall fail or refuse to complete the purchase of said bonds in accordance with said terms of his bid.

All bids shall be addressed to the Council of the Town of Stevensville, Montana, and delivered to the Clerk of said Town.

ATTEST:

Audrey Ebel  
TOWN CLERK

Ray E. Miller  
MAYOR OF THE TOWN OF STEVENSVILLE

Passed by the Council and approved by the Mayor this 5<sup>th</sup> day of June, 1978.

Audrey Ebel  
Town Clerk

Ray E. Miller  
Mayor