

**HEART of the VALLEY METROPOLITAN SEWERAGE DISTRICT**  
**RESOLUTION 175 - 2017**

**a RESOLUTION DECLARING OFFICIAL INTENT to REIMBURSE EXPENDITURES**  
**related to CLEAN WATER FUNDING**  
**for REHABILITATING the INTERCEPTOR SYSTEM (the Project)**

**WHEREAS**, the Heart of the Valley Metropolitan Sewerage District (Outagamie County, Wisconsin referenced as “District”) has deemed it necessary to improve their existing Interceptor System; and

**WHEREAS**, financial aid is required to carry out the project;

**WHEREAS**, the District intends to incur and pay, or has incurred and paid, capital expenditures aggregating approximately \$5,000,000 (the “Capital Expenditures”) for the property, project or program described on the attached Exhibit A, which is hereby incorporated herein by this reference and made a part hereof to the same extent as if set out in full herein (said property, project or program is hereinafter referred to as the “Project”)

**WHEREAS**, payment of the Capital Expenditures will be, or has been, financed, in whole or in part, on an interim basis from moneys other than proceeds of a borrowing (collectively, the “Temporary Advances”); and

**WHEREAS**, it is reasonably expected that the Temporary Advances will be reimbursed with the proceeds of one or more borrowings not later than 18 months after the later of (1) the date on which the first Capital Expenditure financed by a Temporary Advance was paid, or (2) the date on which the Project is placed in service or abandoned (but in no event more than 3 years after the date on which the first Capital Expenditure financed by a Temporary Advance was paid); and

**WHEREAS**, except for architectural, engineering and similar preliminary expenditures incurred prior to the acquisition or commencement of construction of the Project (but not including land acquisition, site preparation and other similar costs incident to the acquisition or commencement of construction of the Project), this Resolution is being adopted prior to or within 60 days after the payment of the first Capital Expenditure financed by a Temporary Advance;

**THEREFORE, be it RESOLVED**, by this Resolution 175-2017, that the District hereby declares its official intent for purposes of Treasury Regulation Section 1.150-2 to reimburse the Capital Expenditures for the Project financed by Temporary Advances with the proceeds of one or more borrowings, the maximum aggregate principal amount of which is not expected to exceed \$5,000,000.

Adopted this 10<sup>th</sup> day of October, 2017.

I hereby certify that the foregoing resolution was duly adopted by the **Heart of the Valley Metropolitan Sewerage District Commission** at a legal meeting held on the **10<sup>th</sup>** day of **October**, **2017**.

Authorized signatures

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**David J. Casper, District President**

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Attest by **Kevin P. Coffey, District Secretary**

Date **October 10<sup>th</sup>, 2017**

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**EXHIBIT A**  
**Summary Description of Project and Costs**

**Project Description.** The **Heart of the Valley Metropolitan Sewerage District** proposes to maintain and improve their existing Interceptor System. The improvements generally include 1) improving miscellaneous manhole structures 2) rehabilitating and sealing concrete structure interior surfaces 3) rehabilitating and sealing marine concrete structure exterior surfaces 4) installing cured in place pipe liners (CIPP) and 5) other accessory project components.

**Summary of Costs.** The project costs are estimated at \$10,000,000 (for the purposes of the **CWF ITA**).

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## CERTIFICATION by OFFICE MANAGER ("CLERK")

I, **Dawn Bartel**, hereby certify that I am the duly qualified and acting **Office Manager ("Clerk")** of the **Heart of the Valley Metropolitan Sewerage District, Outagamie County, Wisconsin (the District)** and as such I have in my possession, or have access to, the complete corporate and financial records of the **Commission (the "Governing Body")** and that attached hereto is a true, correct and complete copy of the resolution (the "**Resolution**") entitled: "**a Resolution Declaring Official Intent to Reimburse Expenditures related to Clean Water Funding for Interceptor Conveyance Facilities Improvements (the Project).**"

I do hereby further certify as follows:

1. **Meeting Date.** On the **10<sup>th</sup>** day of **October, 2017**, a meeting of the Governing Body was held commencing at **6:00 p.m.**
2. **Posting.** On the **09<sup>th</sup>** day of **October, 2017** (and not less than 24 hours prior to the meeting), I posted or caused to be posted at the **District's** offices and other public areas in **Kaukauna, Wisconsin** a notice setting forth the time, date, place and subject matter (including specific reference to the **Resolution**) of said meeting.
3. **Notification of Media.** On the **09<sup>th</sup>** day of **October, 2017** (and not less than 24 hours prior to the meeting), I communicated or caused to be communicated, the time, date, place and subject matter (including specific reference to the **Resolution**) of said meeting to those news media who have filed a written request for such notice and to the **District's** official newspaper.
4. **Open Meeting Law Compliance.** Said meeting was a regular meeting of the Governing Body that was held in open session in compliance with **Wisconsin Statutes Chapter § 19** the and any other applicable local rules and state statutes.
5. **Members Present.** Said meeting was duly called to order by the **District President** (the "Presiding Officer"), who chaired the meeting. Upon roll I noted and recorded that there were \_\_\_\_\_ members of the Governing Body present at the meeting, such number being a quorum of the Governing Body.
6. **Consideration of and Roll Call Vote on Resolution.** Various matters and business were taken up during the course of the meeting without intervention of any closed session. One of the matters taken up was the **Resolution**. A proper quorum of the Governing Body was present for the consideration of the **Resolution**, and each member of the Governing Body had received a copy of the **Resolution**. All rules of the Governing Body that interfered with the consideration of the **Resolution**, if any, were suspended by a two-thirds vote of the Governing Body. The **Resolution** was then introduced, moved and seconded, and after due consideration, upon roll call, \_\_\_\_\_ (\_\_\_\_\_) of the Governing Body members voted Aye, \_\_\_\_\_ (\_\_\_\_\_) voted Nay and \_\_\_\_\_ (\_\_\_\_\_) Abstained.

7. **Adoption of Resolution.** The **Resolution** was supported by the affirmative vote of a majority of a quorum of the members of the Governing Body in attendance. The Presiding Officer then declared that the **Resolution** was adopted, and I recorded the adoption of the **Resolution**.
8. **Approval of Presiding Officer.** The **Resolution** was approved by the Presiding Officer on **October 10<sup>th</sup>, 2017**, and I have recorded such approval. Such approval is evidenced by the signature of the Presiding Officer on the copy of the **Resolution** attached hereto.

IN WITNESS WHEREOF, I have signed my name and affixed the seal of the hereto on this day of **October 10<sup>th</sup>, 2017**.

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**Dawn Bartel**, Office Manager ("Clerk")

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Date **October 10<sup>th</sup>, 2017**