

WARNING

TOWN OF HINESBURG
SPECIAL MEETING
NOVEMBER 8, 2016

The legal voters of the Town of Hinesburg, Vermont are hereby notified and warned to meet at the Town Hall in the Town of Hinesburg on Tuesday, November 8, 2016 between the hours of seven o'clock (7:00) in the forenoon (a.m.), at which time the polls will open, and seven o'clock (7:00) in the afternoon (p.m.), at which time the polls will close, to vote by Australian ballot upon the following Article of business:

ARTICLE 1

Shall general obligation bonds or notes of the Town of Hinesburg in amount not to exceed Three Hundred Twelve Thousand Dollars (\$312,000), subject to reduction from available state and federal construction grants-in-aid and other financial assistance, be issued for the purpose of purchasing 31 solar trackers for use in the operation of the Town's wastewater treatment facility, such improvements estimated to cost Three Hundred Twelve Thousand Dollars (\$312,000)?

The legal voters and residents of the Town of Hinesburg are further warned and notified that an informational hearing will be held at the Town Hall in the Town of Hinesburg on Monday, November 7, 2016 commencing at seven o'clock (7:00 p.m.) for the purpose of explaining the subject proposed improvements and the financing thereof.

The legal voters of the Town of Hinesburg are further notified that voter qualification, registration and absentee voting relative to said special meeting shall be as provided in Chapters 43, 51 and 55 of Title 17, Vermont Statutes Annotated.

Adopted and approved at a regular meeting of the Selectboard, of the Town of Hinesburg held on October 3, 2016. Received for record and recorded in the records of the Town of Hinesburg on October 4, 2016.

ATTEST:

TOWN OF HINESBURG
By Its Selectboard:

Town Clerk

RESOLUTION CERTIFICATE

I certify that I am the duly elected and qualified Clerk of the Town of Hinesburg, a municipal corporation located in the County of Chittenden, State of Vermont; that I have custody of the books, records and seal of said Town; and that the following is a true and exact copy of a Resolution adopted at a regular meeting of the Selectboard of the Town of Hinesburg, duly called, noticed and held on October 3, 2016, at which a quorum of members was present and voting; and that the same remains in full force and effect, and has not been amended, rescinded, abridged, modified or contested in any way:

RESOLVED, that the public interest and necessity demand that certain public sewer system improvements be made, namely, the purchase of 31 solar trackers dedicated to the operation of the Town's wastewater treatment facility, at an estimated cost of Three Hundred Twelve Thousand Dollars (\$312,000); and

BE IT FURTHER RESOLVED, that the cost of completing said public improvements after the application of available state and federal construction grants-in-aid, appropriations, reserves and other funds, will be too great to be paid out of the ordinary annual income and revenue of the Town of Hinesburg; and

BE IT FURTHER RESOLVED, that a proposal for providing public sewer supply improvements and the issuance of general obligation bonds or notes of the Town of Hinesburg in an amount not to exceed Three Hundred Twelve Thousand Dollars (\$312,000) subject to reduction from available state and federal grants-in-aid and other financial assistance, should be submitted to the legal voters of the Town at a special meeting thereof to be duly called and held for that purpose on November 8, 2016; and

BE IT FURTHER RESOLVED, that all acts relating to the proposition of incurring bonded indebtedness and the issuance of general obligation bonds of the Town of Hinesburg for the purpose of financing such improvements, as well as the maintenance, operation and financing of such improvements within the corporate limits of the Town, be in accordance with the provisions of Chapters 53, 97 and 101 of Title 24, Vermont Statutes Annotated; and

BE IT FURTHER RESOLVED, that the attached Warning and form of Ballot be adopted for use in connection with consideration of the above-stated propositions.

Dated: October 3, 2016

ATTEST:

SEAL

Town Clerk

Received for record and recorded this 4th day of October, 2016, in the records of the Town of Hinesburg.

Town Clerk

OFFICIAL BALLOT
TOWN OF HINESBURG
SPECIAL MEETING NOVEMBER 8, 2016

ARTICLE I

Shall general obligation bonds or notes of the Town of Hinesburg in amount not to exceed Three Hundred Twelve Thousand Dollars (\$312,000), subject to reduction from available state and federal construction grants-in-aid and other financial assistance, be issued for the purpose of purchasing 31 solar trackers for use in the operation of the Town's wastewater treatment facility, such improvements estimated to cost Three Hundred Twelve Thousand Dollars (\$312,000)?

If in favor of the bond issue,
make a cross (x) in this square:

If opposed to the bond issue,
make a cross (x) in this square:

CERTIFICATE OF POSTING

PUBLICATION AND VOTE

The undersigned, being the Clerk of the Town of Hinesburg, does certify that:

- (1) The attached Resolution (Exhibit I) was duly adopted at a regular meeting of the Selectboard of the Town of Hinesburg on October 3, 2016.
- (2) The attached Warning (Exhibit II) was duly adopted at a regular meeting of the Selectboard of the Town of Hinesburg held on October 3, 2016.
- (3) The attached form of Ballot (Exhibit III) was duly adopted at a regular meeting of the Selectboard of the Town of Hinesburg on October 3, 2016 for use at the special meeting of the Town of Hinesburg held on November 8, 2016.
- (4) The attached Warning (Exhibit II) was published in the Citizen, a newspaper published in Hinesburg, Vermont and generally circulating in the County of Chittenden and in the Town of Hinesburg and said Warning appeared in said newspaper on October 18, October 25 and November 1, 2016.
- (5) The attached Resolution (Exhibit) and Warning (Exhibit II) were received for record and recorded on October 4, 2016 in the records of the Town of Hinesburg.
- (6) The attached Warning (Exhibit II) and sample Ballot (Exhibit III) were posted in the following public places in the Town of Hinesburg from October 7, 2016 through November 8, 2016, the date of the special Town meeting:
 - (a) Town Clerk's Office
 - (b) _____
 - (c) _____
 - (d) _____
 - (e) _____

- (7) The vote by Australian ballot (Exhibit III) on the proposition stated therein was:

ARTICLE I

IN FAVOR	_____
OPPOSED	_____
BLANK	_____
SPOILED	_____
TOTAL VOTES	_____

- (8) No petition has been filed seeking reconsideration or rescission of the action taken at said regular meeting nor is there any litigation pending or threatened in any state or federal court contesting or challenging either the proceedings set forth in Paragraphs (1) through (7) of this Certificate, the works of improvement so authorized, or the issuance of bonds of the Town of Hinesburg to finance the same.

DATED: December ____, 2016

Town Clerk

DECLARATION OF OFFICIAL INTENT
OF THE TOWN OF HINESBURG
TO REIMBURSE CERTAIN EXPENDITURES
FROM PROCEEDS OF INDEBTEDNESS

WHEREAS, the Town of Hinesburg, Vermont, (the "Issuer") intends to make public sewer system improvements to be considered for approval by the Issuer at a special meeting thereof to be held on November 8, 2016 (the "Project"); and

WHEREAS, the Issuer expects to pay certain capital expenditures (the "Reimbursement Expenditures") in connection with the Project prior to the issuance of indebtedness for the purpose of financing costs associated with the Project on a long-term basis;

WHEREAS, the Issuer reasonably expects that for that part of the Project consisting of design, acquisition and construction costs, debt obligations in an amount not expected to exceed \$312,000 will be issued and that certain of the proceeds of such debt obligations will be used to reimburse the Reimbursement Expenditures; and

WHEREAS, the Issuer declares its reasonable official intent to reimburse prior expenditures for the above-described part of the Project with proceeds of a subsequent borrowing:

NOW THEREFORE, the Issuer declares:

Section 1. The Issuer finds and determines that the foregoing recitals are true and correct, and that all of the capital expenditures covered by this Resolution were or will be made not earlier than 60 days prior to the date of this Resolution.

Section 2. This declaration is made solely for the purposes of establishing compliance with the requirements of Section 1.150-2 of the Treasury Regulations. This declaration does not bind the Issuer to make any expenditure, incur any indebtedness, or proceed with the Project.

Section 3. The Issuer hereby declares its official intent to use proceeds of indebtedness to reimburse itself for Reimbursement Expenditures, within 18 months of either the date of the first expenditure of funds by Issuer for such Project or the date that such Project is placed in service, whichever is later (but in no event more than three years after the date of the original expenditure of Issuer funds for such Project), and to allocate an amount not to exceed \$312,000 of the proceeds thereof to reimburse itself for its expenditures in connection with the Project.

Section 4. The Issuer's debt obligations for the aforementioned purpose will not be "private activity bonds" within the meaning of Section 141 of the Internal Revenue Code of 1986.

Section 5. All prior actions of the officials and agents of Issuer that are in conformity with the purpose and intent of this Resolution and in furtherance of the Project shall be and the same hereby are in all respects ratified, approved and confirmed.

Section 6. All other resolutions of the legislative body of the Issuer, or parts of resolutions, inconsistent with this Resolution are hereby repealed to the extent of such inconsistency.

Section 7. It is hereby found that all discussions and deliberations of the legislative body of the Issuer leading to the adoption of this Resolution occurred at one or more meetings of the legislative body conducted pursuant to public notice and open to public attendance.

Section 8. This declaration shall take effect from and after its adoption.

The undersigned, Town Clerk of the Issuer, hereby certifies that the foregoing is a full, true and correct copy of the declaration of the legislative body of said Issuer duly made at a meeting thereof held on the date, specified below, and that said declaration has not been amended, modified or revoked.

Town Clerk

October 3, 2016