

RESOLUTION NO. 2021-003

A RESOLUTION OF BAYVIEW WATER AND SEWER DISTRICT, KOOTENAI AND BONNER COUNTIES, IDAHO, FOR THE PURPOSE OF DECLARING AN OFFICIAL INTENT TO REIMBURSE THE COSTS OF THE ACQUISITION, CONSTRUCTION AND INSTALLATION OF CAPITAL IMPROVEMENTS FROM THE PROCEEDS OF A BOND, NOTE OR WARRANT; AND OTHER MATTERS PROPERLY RELATING THERETO.

WHEREAS, Bayview Water and Sewer District, Kootenai and Bonner Counties Idaho, (the "District"), will pay, on and after the date hereof, the costs of the acquisition, construction and installation of certain capital improvements the District's water system (the "Acquisition"); and

WHEREAS, the District intends to issue bonds, notes or warrants to finance all or a portion of the Acquisition (the "Bonds"); and

WHEREAS, the District has previously stated it reasonably intends to reimburse itself for the costs of the Acquisition, and now desires to state it also reasonably intends to reimburse itself from legally available proceeds of the Bonds for the costs of any additional improvements to the District's water system that are deemed necessary to provide adequate pressure and fire flow in the District (the "Reimbursable Expenditures"), incurred (i) within sixty (60) days prior to the date of this resolution, or (ii) after the date of this resolution but prior to the issuance of the Bonds; and

WHEREAS, the District expects such reimbursement to occur not later than eighteen (18) months after the later of (i) the date of the Reimbursable Expenditures, or (ii) the date the Acquisition is placed in service but no later than three years after the date of the Reimbursable Expenditures; and

WHEREAS, Section 1.150-2 CFR authorizes such reimbursements from the proceeds of tax advantaged Bonds provided the District declares its official intent to incur Reimbursable Expenditures prior to the issuance of said Bonds.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF BAYVIEW WATER AND SEWER DISTRICT, KOOTENAI AND BONNER COUNTIES, IDAHO, as follows:

Section 1. The District intends to incur and pay Reimbursable Expenditures with its available funds and hereby declares its intent and reasonable expectation that legally available proceeds from the Bonds will be used to reimburse the District for said Reimbursable Expenditures not later than eighteen (18) months after the later of (i) the date of the Reimbursable Expenditures, or (ii) the date the Acquisition is placed in service; provided, in no event shall reimbursements from Bond proceeds be made later than three (3) years after the date that the actual Reimbursable Expenditure was paid by the District.

Section 2. The total estimated cost of the Acquisition is approximately \$3,400,000. The maximum principal amount of the Bonds expected to be issued to finance the Acquisition is \$3,400,000.

Section 3. This declaration of official intent is made pursuant to Section 1.150-2 C.F.R. (Code of Federal Regulations).

Section 4. The officers of the District are hereby authorized and directed, for and in the name of and behalf of the District, to take any and all actions and execute, acknowledge and deliver any and all agreements, instruments or other documents and revisions or corrections thereof and amendments thereto, as may in their discretion be deemed necessary or desirable to carry out the terms, provisions and intent of this Resolution.

Section 5. This resolution shall take effect and be in force immediately upon passage.

ADOPTED by the Board of the Bayview Water and Sewer District, Kootenai and Bonner Counties, Idaho, at a regular meeting thereof held this 21<sup>st</sup> day of January, 2021.

BAYVIEW WATER AND SEWER DISTRICT  
Kootenai and Bonner Counties, Idaho



Calvin, Nolan, Chairman of the Board

*absent*

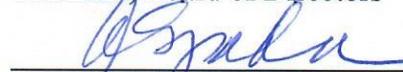
Larry Leake, Vice-Chairman



Colleen Dahlseid, Board of Directors

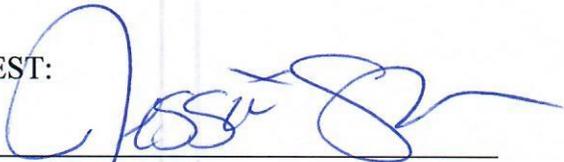


Ted Bare, Board of Directors



Ali Spahn, Board of Directors

ATTEST:

  
Secretary/Treasurer

( S E A L )