

RESOLUTION NO. 1

A RESOLUTION OF THE CITY OF DOVER, OF BONNER COUNTY, IDAHO, APPROVING, PURSUANT TO SECTION 50-901A, IDAHO CODE, A SUMMARY OF ORDINANCE NO. 5 FOR PUBLICATION

CITY OF DOVER

Bonner County, Idaho

WATER REVENUE BONDS OF 1989

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DOVER, IDAHO, as follows:

WHEREAS, the City of Dover, Bonner County, Idaho (the "City"), on March 3, 1989, adopted Ordinance No. 5, authorizing a special bond election for the issuance of water revenue bonds in series in the principal amount of not to exceed \$214,000.

WHEREAS, the City is authorized, pursuant to Section 50-901A, Idaho Code, to publish, in lieu of the entire ordinance, a summary thereof.

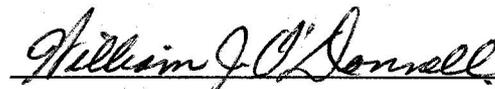
NOW, THEREFORE, BE IT FURTHER RESOLVED BY THE CITY COUNCIL OF THE CITY OF DOVER, IDAHO, as follows:

Section 1: That the Summary of Ordinance No. 5, which Ordinance was adopted by the Dover City Council on March 3, 1989, a copy of which Summary is annexed hereto as Exhibit "A," be, and the same is hereby, approved.

Section 2: This Resolution shall take effect and be in force from and after its passage and approval.

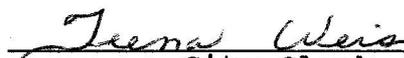
Dated this 3rd day of March, 1989.

CITY OF DOVER
Bonner County, Idaho



Mayor

ATTEST:



City Clerk

(S E A L)

* * * * *

I, the undersigned, the City Clerk of the City of Dover, of Bonner County, Idaho, hereby certify that the foregoing Resolution is a full, true, and correct copy of a Resolution duly adopted at a special meeting of the City Council of said City, duly held at the regular meeting place thereof held on March 3, 1989, of which meeting all members of said City Council had due notice and at which a majority thereof were present; and that at said meeting said Resolution was adopted by the following vote:

AYES, and in favor thereof, Councilmembers: *three*

NOES, Councilmembers: *none*

ABSENT, Councilmembers: *one*

ABSTAIN, Councilmembers: *none*

I further certify that I have carefully compared the same with the original Resolution on file and of record in my office; that said Resolution is a full, true, and correct copy of the original Resolution adopted at said meeting; and that said Resolution has not been amended, modified, or rescinded since the date of its adoption, and is now in full force and effect.

IN WITNESS WHEREOF, I have set my hand and affixed the official seal of said City on March 3, 1989.

James Weis

City Clerk

(S E A L)

ORDINANCE NO. 5

AN ORDINANCE PROVIDING FOR THE ACQUISITION AND CONSTRUCTION OF IMPROVEMENTS TO THE WATER SYSTEM AND FACILITIES FOR THE CITY OF DOVER, OF BONNER COUNTY, IDAHO, AT AN ESTIMATED COST OF \$783,100 PROVIDING FOR THE ISSUANCE OF WATER REVENUE BONDS IN THE SUM OF NOT TO EXCEED \$214,000 TO PAY PART OF THE COSTS THEREOF, WHICH BONDS SHALL BE PAID ONLY OUT OF THE REVENUES AND EARNINGS OF THE WATER SYSTEM, SUBJECT, HOWEVER, TO THE APPROVAL OF THE QUALIFIED ELECTORS OF SAID CITY AT A SPECIAL ELECTION ORDERED HEREIN; DESCRIBING SAID BONDS AND THE CONDITIONS UNDER WHICH THEY WILL BE ISSUED; CALLING A SPECIAL ELECTION FOR THE SUBMISSION TO THE QUALIFIED ELECTORS OF SAID CITY THE QUESTION OF THE RATIFICATION OR REJECTION OF SAID BOND ISSUE AND OF SAID INDEBTEDNESS; PROVIDING FOR PUBLIC NOTICE OF SAID ELECTION; PROVIDING FOR THE PUBLICATION AND EFFECTIVE DATE OF THIS ORDINANCE; AND PROVIDING FOR OTHER MATTERS PROPERTY RELATING THERETO

**CITY OF DOVER
Bonner County, Idaho**

Water Revenue Bonds of 1989

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF DOVER, IDAHO, as follows:

WHEREAS, the City of Dover (the "City"), is a duly incorporated and existing municipal corporation organized and operating under the laws of the State of Idaho; and

WHEREAS, it is hereby determined by the City Council of the City (the "Council") to be necessary and essential to the health, safety, comfort, and welfare of the inhabitants of said City to install, construct and acquire certain improvements to its water system;

WHEREAS, the Council has determined to finance a portion of the costs of the acquisition and construction of said improvements by the issuance of water revenue bonds of the City, pursuant to the provisions of the Revenue Bond Act of the State of Idaho, Sections 50-1027 to 50-1042, inclusive, Idaho Code, and the Municipal Bond Law of the State of Idaho, Chapter 2 of Title 57, Idaho Code; and

WHEREAS, said revenue bonds cannot be issued without the assent of a majority of the qualified electors of the City voting in an election called for such purpose; and

WHEREAS, in order to authorize such revenue bonds, the Council has determined to call and conduct a special municipal bond

election for the aforesaid purposes as required by said Revenue Bond Act.

NOW, THEREFORE, BE IT FURTHER ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF DOVER, IDAHO, as follows:

Section 1: THE PROJECT

A. It is deemed necessary and advisable that the City acquire, install, and construct certain improvements to the City water system and facilities, Such improvements consist of the following:

- (1) Construction of a new water system including water lines, fire hydrants, storage reservoir, booster pumps, river intake and treatment plant; and
- (2) All costs associated with the planning and construction of the improvements described in (1) including, but not limited to, engineering, legal and other consultants fees and costs;

together with the purchase of sites and easements therefor and all appurtenances and machinery necessary or useful for said system, (the "Project"), all pursuant to the preliminary maps, plans, and specifications therefor which has been prepared and filed by Ruen-Yeager & Associates, Inc., Consulting Engineers, heretofore selected by the Council for such purpose and on file in the office of the City Clerk.

B. The estimated cost and expense of the acquisition, installation, and construction of the Project is \$783,100, including payment of all preliminary expenses incurred and incident to the Project and properly incident to the issuance of the bonds as such expenses are set forth in said Revenue Bond Act and Municipal Bond Law, and including payment of interest on such bonds or bond anticipation notes or other interim financing during the period to be covered by the acquisition and construction of the improvements as described in subparagraph A above.

C. Subject to the following paragraph, the acquisition of the improvements, as described in subparagraph A, above, are hereby ordered.

D. Subject to the approval thereof by the qualified electors voting at the election for which provision is hereinafter made, revenue bonds of the City shall be issued pursuant to the provisions of the Revenue Bond Act, Sections 50-1027 to 10-1042, inclusive, Idaho Code, in the amount of not to exceed \$214,000 to pay a portion of the costs of the Project.

Section 2: SPECIAL ELECTION

A special municipal bond election is hereby called within the City to be held on Tuesday, March 28, 1989, for the purpose of enabling the qualified electors of the City to vote upon the proposition set forth in Section 4 hereof. Said election shall be held in accordance with the laws of the State of Idaho.

Section 3: ADMINISTRATION OF ELECTION

The poll of said election shall open at the hour of 12:00 o'clock noon on March 28, 1989, and shall remain open continuously on said day until the hour of 8:00 o'clock P.M., at which time said poll shall be closed. The City, as its boundaries and corporate limits are now fixed and established, shall consist of one (1) voting precinct, such precinct being, to the extent possible, the voting precinct established within the City by Bonner County for general election purposes. The polling place for the precinct shall be as follows:

<u>Precinct Number</u>	<u>Polling Place</u>
(1)	Dover Community Hall, Dover, Idaho

The Council shall, at a special meeting on March 3, 1989, appoint election judges and such clerks as may be necessary for the voting precinct. The City Clerk shall notify the election judges and clerks of their respective appointments. If any election judge or clerk fails to report for duty on the date of the election, the City Clerk shall fill such vacancies from among the qualified electors presenting themselves to vote. The judges and clerks shall be compensated and paid at the minimum wage prescribed by the laws of the State of Idaho for execution of their duties. The administration of the election shall be conducted in accordance with Chapter 4 of Title 50, Idaho Code, as amended, except as provided by Section 50-1035, Idaho Code, and in accordance with this Ordinance.

Section 4: BALLOT TITLE

The ballot title for said special election shall be in substantially the following form:

SHALL THE CITY OF DOVER ISSUE AND SELL ITS WATER REVENUE BONDS TO PAY A PORTION OF THE COSTS OF THE ACQUISITION AND CONSTRUCTION OF IMPROVEMENTS TO THE CITY'S WATER SYSTEM IN THE PRINCIPAL AMOUNT OF NOT TO EXCEED \$214,000? SAID BONDS SHALL MATURE OVER A PERIOD OF NOT TO EXCEED FORTY (40) YEARS, AND SHALL BE PAYABLE SOLELY FROM THE REVENUES OF THE WATER SYSTEM, ALL AS MORE FULLY PROVIDED IN ORDINANCE NO. 5, ADOPTED ON MARCH 3, 1989.

IN FAVOR OF issuing Water Revenue Bonds
for the purposes provided by Ordinance No. 5 . . . []

AGAINST issuing Water Revenue Bonds for
the purposes provided by Ordinance No. 5 []

INSTRUCTIONS TO VOTERS: To vote on the foregoing proposition, the voter must make a cross (X) in the space to the right of the words "IN FAVOR OF issuing Water Revenue bonds for the purposes provided by Ordinance No. 5" or "AGAINST issuing Water Revenue Bonds for the purposes provided by Ordinance No. 5" according to the way you desire to vote on the question. All marks otherwise made are forbidden. All distinguishing marks are forbidden and make the ballot void. If you, by mistake or accident, mark, tear, deface, or otherwise mutilate this ballot, return it to the election Judge and obtain another ballot.

The following information is required by section 34-440, Idaho Code.

The existing indebtedness of the City is -0-. The interest rate anticipated on the proposed water revenue bonds is five percent (5.00%). The range of anticipated rates is from five percent (5.00%) to eight percent (8.00%). The total amount to be repaid over the life of the proposed water revenue bonds, principal and interest, based on the anticipated interest rate, is estimated to be \$498,876.80.

Section 5: ELECTION EXPENSES

The City Clerk is hereby authorized and directed to procure such supplies and incur such expenses as she deems appropriate and necessary for the proper conduct of the special bond election.

Section 6: QUALIFIED ELECTORS

Only qualified and registered electors, eighteen (18) years of age or older, who at the time of the specified bond election are qualified electors of the City, property registered and possessing the qualifications of residents, who have complied with any registration required by law shall be qualified to vote at said election.

Section 7: REGISTRATION

No qualified elector who is duly registered as a voter, and who continues to reside at the same address or within the same precinct in which he or she is registered, and has voted in at least one general City or county election in the past four years, shall be required to re-register. Persons may register at the office of the City Clerk, with the registrar for the City, during

office hours, beginning with the date the Notice of Election is given and continuing until 8:00 o'clock P.M., on March 24, 1989. Any elector who will complete his residence requirement or attain the requisite voting age during the period when the register of electors is closed, may register prior to the closing of the register.

Section 8: SAMPLE BALLOTS

The City Clerk shall cause the ballot to be prepared and cause to be printed sample ballots containing the question to be submitted, which sample ballots shall be in the same form as the official ballots to be used, except they shall have printed thereon the words "Sample Ballot," shall be on paper of a different color than the official ballots, and shall not be numbered. The ballot shall be separate from any other measure being voted upon at the election. The City Clerk shall furnish copies of the same on application at her office to anyone applying therefor. Said sample ballot shall be published at least twice in the official newspaper of the City, the last publication to be within five (5) days of said election.

Section 8: NOTICE

Notice of said special bond election shall be given prior to said election by publishing notice of such election in the official newspaper of the City, once a week on the same day of each week for two (2) successive weeks, which notice shall be in substantially the form attached hereto, marked Exhibit "A", and by this reference incorporated herein.

Section 10: DEBT DISCLOSURE STATEMENT

Pursuant to Idaho Code Section 34-440, as amended, a debt disclosure statement shall be submitted to and independently verified by the Bonner County Recorder.

Section 11: WATER REVENUE BONDS

If, at said election, a majority of the qualified electors of the City voting therein vote in favor of the issuance of said bonds for the purposes set forth herein and designated on the aforesaid ballot, fully registered water revenue bonds of the City shall be authorized, issued, sold, and delivered. Said bonds shall mature over a period of not to exceed thirty (30) years, and shall bear interest payable annually or at such lesser intervals and at such rate or rates as may be prescribed by the ordinance authorizing the issuance of such bonds.

All bonds shall be issued in the form and manner, and be registered, disposed of, and redeemed, in accordance with the provisions of the Revenue Bond Act of the State of Idaho, Sections

50-1027 to 50-1042, inclusive, Idaho Code, and the Municipal Bond Law of the State of Idaho, Chapter 2 of Title 57, Idaho Code.

The net revenues of said water system (gross revenues minus normal expenses of maintenance and operation) are pledged for the payment of principal of and interest, and redemption premiums, if any, on said water revenue bonds. Said bonds shall not be a debt of the City within the meaning of any State Constitutional provision or statutory limitation, nor a charge against the general credit or taxing powers of the City, and the City shall not be liable therefor, nor shall said bonds or the interest thereon be payable out of any funds other than the revenues of the water system specified above.

Section 12: OFFICERS AUTHORIZED

The officers of the City are hereby authorized and directed to take all action necessary or appropriate to effectuate the provisions of this Ordinance.

Section 13: CANVASS

The Mayor and Council shall meet on the day of the said election, or at such time to which said meeting is continued, at the regular meeting place in the City Hall, for the purpose of canvassing the results of the election. Thereupon, the results shall be entered in the minutes of the Council and proclaimed as final.

Section 14: RATIFICATION

All action heretofore taken (not inconsistent with the provisions of this Ordinance) by the Council and the officers of the City directed toward construction and installation of said water system and the issuance of water revenue bonds of the City therefor, and for the holding of a special municipal bond election, is hereby ratified, approved, and confirmed.

Section 15: PUBLICATION

This Ordinance, or a summary thereof in compliance with Section 50-901A, Idaho Code, shall be published once in the official newspaper of the City, and shall take effect immediately upon its passage, approval, and publication.

PASSED AND APPROVED this 3rd day of March, 1989.

CITY OF DOVER
Bonner County, Idaho



Mayor

ATTEST:



City Clerk

(S E A L)

* * * * *

I, the undersigned, the City Clerk of the City of Dover, of Bonner County, Idaho, hereby certify that the foregoing Ordinance is a full, true, and correct copy of a Ordinance duly adopted at a special meeting of the City Council of said City, duly held at the regular meeting place thereof held on March 3, 1989, of which meeting all members of said City Council had due notice and at which a majority thereof were present; and that at said meeting said Ordinance was adopted by the following vote:

AYES, and in favor thereof, Councilmembers: 3

NOES, Councilmembers: 0

ABSENT, Councilmembers: 1

ABSTAIN, Councilmembers: 0

I further certify that I have carefully compared the same with the original Ordinance on file and of record in my office; that said Ordinance is a full, true, and correct copy of the original Ordinance adopted at said meeting; and that said Ordinance has not been amended, modified, or rescinded since the date of its adoption, and is now in full force and effect.

IN WITNESS WHEREOF, I have set my hand and affixed the official seal of said City on March 3, 1989.

Jeann M. Weisig
City Clerk

(S E A L)

CITY OF DOVER

Bonner County, Idaho

NOTICE IS HEREBY GIVEN that pursuant to Ordinance No. 5 adopted on March 3, 1989, of the City of Dover of Bonner County, Idaho, a Special Bond Election will be held in said City on

TUESDAY, MARCH 28, 1989

between the hours of 12:00 o'clock noon and 8:00 o'clock P.M., for the purpose of voting upon the question and proposition of issuing water revenue bonds in the principal amount of not to exceed \$214,000 for the purpose of providing funds to pay a portion of the costs of the acquisition and construction of improvements to the water system, pursuant to the provisions of said Ordinance, which Ordinance is hereby referred to for further particulars, and which by reference is made a part of this Notice.

The total estimated cost of the Project is \$783,100 of which approximately \$214,000 is to be paid from the sale of the proposed water revenue bond issue.

The question to be submitted to the electors shall be by ballot reading substantially as follows:

SHALL THE CITY OF DOVER ISSUE AND SELL ITS WATER REVENUE BONDS TO PAY A PORTION OF THE COSTS OF THE ACQUISITION AND CONSTRUCTION OF IMPROVEMENTS TO THE CITY'S WATER SYSTEM IN THE PRINCIPAL AMOUNT OF NOT TO EXCEED \$214,000? SAID BONDS SHALL MATURE OVER A PERIOD OF NOT TO EXCEED FORTY (40) YEARS, AND SHALL BE PAYABLE SOLELY FROM THE REVENUES OF THE WATER SYSTEM, ALL AS MORE FULLY PROVIDED IN ORDINANCE NO. 5, ADOPTED ON MARCH 3, 1989.

IN FAVOR OF issuing Water Revenue Bonds
for the purposes provided by Ordinance No. 5 . . . []

AGAINST issuing Water Revenue Bonds for
the purposes provided by Ordinance No. 5 []

INSTRUCTIONS TO VOTERS: To vote on the foregoing proposition, the voter must make a cross (X) in the space to the right of the words "IN FAVOR OF issuing Water Revenue bonds for the purposes provided by Ordinance No. 5" or "AGAINST issuing Water Revenue Bonds for the purposes provided by Ordinance No. 5" according to the way you desire to vote on the question. All marks otherwise made are forbidden. All distinguishing marks are forbidden and make the ballot void. If you, by mistake or accident, mark, tear, deface, or otherwise mutilate

this ballot, return it to the election Judge and obtain another ballot.

The following information is required by section 34-440, Idaho Code.

The existing indebtedness of the City is -0-. The interest rate anticipated on the proposed water revenue bonds is five percent (5.00%). The range of anticipated rates is from five percent (5.00%) to eight percent (8.00%). The total amount to be repaid over the life of the proposed water revenue bonds, principal and interest, based on the anticipated interest rate, is estimated to be \$498,876.80.

Qualified electors shall vote at the following polling place:

<u>PRECINCT NUMBER</u>	<u>VOTING PLACE</u>
(1)	Dover Community Hall Dover, Idaho

All persons eighteen (18) years of age or older, residing in the State of Idaho, and who are bona fide residents of the City of Dover, and no others, will be permitted to vote at said special election. No person so qualified and offering himself or herself at the polling place at which he or she is entitled to vote will be denied the privilege of voting at said special election.

Qualified electors who, because of illness or expected absence from the City of Dover on the date of election, will be unable to vote at the polling place at which he or she is entitled to vote on the day of election, may obtain absentee ballots from the City Clerk of the City of Dover.

The City Clerk is Registrar of the City of Dover and the place of registration is the office of said City Clerk at the Dover Community Hall, Dover, Idaho.

Persons may register on each day at any time during the office hours of the City Clerk, beginning with the first date of publication of the Notice of Election, and continuing to March 24, 1989, on which date the office of the City Clerk will remain open until 8:00 o'clock P.M.

No qualified elector who was duly registered as a voter, and who continues to reside at the same address or within the same precinct in which he or she is registered, and has voted in at least one general City or County election in the past four years, shall be required to re-register.

The poll will be opened at the hour of 12:00 o'clock noon on March 28, 1989, and will be open continuously until the hour of 8:00 o'clock P.M., at which time the poll will be closed. Voting at said election shall be by ballot, and the ballot to be supplied the voters for their use at said election shall be in the form provided by law.

If, at said election, the majority of the qualified electors voting at such election assent to the issuance of said water revenue bonds for the purposes set forth in Ordinance No. 5, the water revenue bonds of the City of Dover will be issued for said purposes, which bonds, or so much thereof as may be necessary, will mature over a period of not to exceed thirty (30) years, and will bear interest at a rate or rates to be prescribed by the ordinance authorizing the issuance of the water revenue bonds. The principal of and interest on said bonds shall be payable solely out of an derived from rates and charges for the use of and the services rendered by, and all other income, earnings and revenues of, the water system of the City of Dover, all as more particularly set forth in an ordinance or ordinances to be hereafter passed and approved by the City.

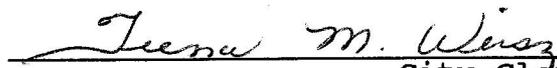
DATED this 3rd day of March, 1989.

CITY OF DOVER
Bonner County, Idaho



Mayor

ATTEST:



City Clerk

(S E A L)