

RESOLUTION NUMBER 6
BORROWING FOR SEWER SLIP LINING PURPOSES
THROUGH ISSUANCE OF BONDS

RESOLVED, That the qualified Electors of the Town of Jamestown vote to authorize the Finance Director, with the consent and approval of the Town Council, pursuant to Section 45-12-2 of the General Laws of the State of Rhode Island, to borrow and issue bonds, from time to time, but not to exceed in the whole, the sum of Five Hundred Fifty Thousand dollars (\$550,000.00), to finance repairs and improvement to the sewer lines consisting principally of a sewer slip lining, including installation and any design costs and costs of issuance and payment of interest on any temporary notes. The Town Council, acting as the Board of Water Sewer Commissioners under Chapter 12 of the public laws of 1975, shall fix and revise from time to time sewer service charges under Chapter 233 of the public laws of 1973 to pay all or any part of the principal and interest coming due within the year on bonds issued hereunder. Nonetheless, the town shall annually appropriate a sum sufficient to pay the principal and interest coming due within the year on bonds and notes issued hereunder to the extent that moneys therefor are not provided by such sewer service charges or otherwise. The Town Council may by resolution authorize the issue from time to time of interest bearing or discounted notes in anticipation of the issue of bonds. Bonds and notes issued pursuant to the authority hereof shall be signed by the Finance Director and counter-signed by the President of the Town

Council, and such counter-signature shall be conclusive evidence to all holders of such bonds and notes of the consent and approval of the Town Council to the borrowings evidenced thereby. All terms and conditions of the bonds and notes authorized herein including the manner of sale, amount, denominations, maturities and conversion or registration privileges and the designation of a securities depository and paying agent, not fixed by provisions of law, may be fixed by the Town Council or if not so fixed by the Finance Director. Pending any issue of bonds hereunder or pending or in lieu of any issue of notes hereunder, the Finance Director, with the approval of the Town Council, may, to the extent that bonds or notes may be issued

hereunder, apply funds in the treasury of the district to the purposes for which bonds or notes are authorized hereunder, such advances to be repaid without interest from the proceeds of bonds or notes subsequently issued or from the proceeds of applicable federal or state assistance or from other available funds. The Finance Director is hereby authorized to execute and deliver on behalf of the Town such additional agreements as are necessary to effect the issuance of bonds and notes hereunder, the due authorization thereof being conclusively demonstrated by his or her execution and delivery of such agreements. The Finance Director is hereby authorized to deliver such bonds and notes to the purchasers thereof and said officer is authorized and instructed to take all actions, on behalf of the Town, necessary to ensure that the interest on the bonds will be excludable from gross income for federal income tax purposes, and to refrain from all actions which would cause interest on the bonds to be subject to federal income taxes. The Finance Director is authorized to deem the bonds, and to the extent not deemed to be, to designate the bonds and notes as “qualified tax-exempt obligations” for the purposes of Section 265 (b) (3) of the Internal Revenue Code of 1986 as amended. The Finance Director is hereby authorized to take such action as to comply with Rule 15 c 2 – 12 (b) (5) of the Securities and Exchange Commission and is authorized to execute and deliver a Continuing Disclosure Certificate. At the option of the Town Council, the provisions of Chapter 12.2 of Title 46 as amended of the General Laws shall apply to the issuance of bonds and notes hereunder.