

**RESOLUTION 5-99**

The Town of Whitehall, Montana, hereby resolves to endorse and designate Whitehall Chamber of Commerce as the lead organization for Whitehall, Montana, in the MONTANA CERTIFIED COMMUNITY PROGRAM and authorizes it to carry out the duties associated with the program on behalf of the community. The Council pledges to lead its support to the Whitehall Chamber of Commerce in this endeavor.

Passed and Adopted this 13<sup>th</sup> day of September

Signature: Dale Dawson  
Mayor

Attest: Valerie Anderson  
Clerk/Treasurer


## RESOLUTION 4-99

A resolution of the Town Council of the Town of Whitehall, Montana relating to the removal of all ground decoration at the Whitehall Cemetery by October 1, 1999.

BE IT RESOLVED by the Town Council of the Town of Whitehall, County of Jefferson, State of Montana that all ground decorations must be removed from the cemetery by October 1, 1999.

PASSED AND APPROVED THIS 13th DAY OF SEPTEMBER, 1999.

  
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Dale J. Davis, Mayor

  
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Valerie Anderson, Clerk/Treasurer

## RESOLUTION 3-99

A resolution of the Town Council of the Town of Whitehall, Montana, of its intention to object to conducting the November 2, 1999 Election of Officers by mail ballot.

WHEREAS 13-19-204, (1) MCA states: A political subdivision may, be resolution of the governing body, object to the conduct of one of its election under chapter.

WHEREAS 13-19-204, (2) MCA states: The resolution must include a statement of reasons for objection:

BE IT RESOLVED that the Town Council objects to conducting it November 2, 1999, 1999 Election of Officers by mail ballot for the following reasons:

1. Election at the polls is an a visual demonstration of democracy in action and an institution of the American Society;
2. Change in election procedures, at this time can cause discontent;
3. Poll voting allows better opportunities for correction of voting records when in wrong ward;
4. Poll voting better reduces fraudulent voting;
5. Poll voting provides a more private voting situation.

  
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Mayor Dale J. Davis

ASSEST:  
  
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Valerie Anderson, Clerk/Treasurer


## RESOLUTION 2-99


A resolution of the Town Council of the Town of Whitehall, Montana relating to approval of the 1999-2000 final budget and approval of the street lighting improvement district:

BE IT RESOLVED by the Town Council of the Town of Whitehall, County of Jefferson, State of Montana, that the Town Council approves the 1999/2000 final budget in the estimated amount of Three Hundred Sixty-Seven Thousand Eight Hundred Forth Three Dollars and no cents (367,843.00).

AND BE IT FURTHER RESOLVED that the special improvement lighting district in the amount of Fifteen Thousand Dollars and no cents (\$15,000.00) be renewed for the fiscal year 1999/2000.

PASSED AND APPROVED THIS 9th DAY OF AUGUST, 1999.

  
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Dale J. Davis, Mayor

  
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Valerie Anderson, Clerk/Treasurer

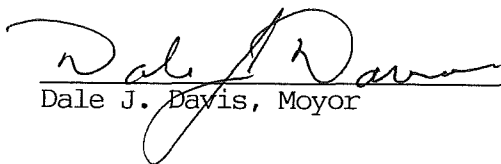
## RESOLUTION NO. 1-99


A resolution of the Town Council of the Town of Whitehall, Montana of its intention to provide that all property owners with delinquent Special Improvement Lighting District assessments after final notification shall have their names forwarded to the county to process a lien.

BE IT RESOLVED by the Town Council of the Town of Whitehall, County of Jefferson, State of Montana, that, after notification of property owners of unpaid fiscal year 1998 - 99 Special Improvement Lighting District assessments, the Town Council authorizes the processing of all property owners within the Town of Whitehall, Montana who have not fully paid the current assessments for such district for the fiscal year 1998 - 99 shall have their names forwarded to the County Assessors and the County Treasurer of Jefferson County, Montana to be incorporated into the taxes assessed in 1999, together with all costs and penalties, and that said assessment shall constitute a lien upon and against the property upon which said assessment is made, all in accordance with Section 7-12-4338;

AND BE IT FURTHER RESOLVED that said list of delinquent property owners will be forwarded on May 31, 1999.

PASSED AND APPROVED on this 12th day of April, 1999.

  
Dale J. Davis, Mayor

  
VALERIE Anderson, Clerk/Treasurer


RESOLUTION NO. 4.98

A resolution of the Town Council of the Town of Whitehall, Montana relating to complaints made against the Town or its employees or agents:

BE IT RESOLVED that in order for any complaint made against the Town of Whitehall or any of its employees or agents, to be considered by the Town of Whitehall, such complaint must be in writing and signed and dated by the person making the complaint. The complaint shall be delivered to the Town Clerk and the Town Clerk shall then provide copies of the complaint to all the members of the Town Council for review and consideration. If the complaint involves an employee or agent of the Town of Whitehall, the Town Clerk shall also deliver to the employee or agent a copy of such complaint.

PASSED AND APPROVED THIS 14th DAY OF SEPTEMBER, 1998.

  
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Mayor Dale J. Davis

ATTEST:   
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Sue-Ellen Downs, Clerk/Treasurer

RESOLUTION NO. 3.98  
TOWN OF WHITEHALL  
JEFFERSON COUNTY, STATE OF MONTANA  
WATER SYSTEM REVENUE BONDS  
\$450,000 PRINCIPAL AMOUNT, SERIES 1998A  
\$59,000 PRINCIPAL AMOUNT, SERIES 1998B

A RESOLUTION OF THE TOWN OF WHITEHALL AMENDING THE TOWN'S RESOLUTIONS NO. 4.96 AND NO. 8.95 BY AMENDING SECTIONS 3.02, 3.03 AND 3.10 AND THEREBY AUTHORIZING A REDUCED INTEREST RATE AND PROVIDING FOR OTHER MATTERS RELATING THERETO.

WHEREAS, the Town of Whitehall (the "Town") has undertaken to acquire and construct improvements to its water system and obtained grants in the amounts of \$500,000 from the State of Montana under the Treasure State Endowment Program and a Community Development Block Grant (CDBG) in the amount of \$325,000 for a portion of the cost of such undertaking; and

WHEREAS, the Town made application to Rural Development (RD) for a loan in the amount of \$450,000 to finance the remaining portion of the cost of acquisition and construction of the Town's water system, and RD has indicated its willingness to loan the Town said funds upon certain conditions and requirements; and

WHEREAS, the Town, by Resolution No. 4.96 authorized the issuance of the Town's water revenue bond in the amount of \$450,000 to pay a portion of the cost of acquiring and constructing its water system; and

WHEREAS, after receiving bids for the acquisition and construction of the water system project, it was determined by the Town that the costs of completing the construction and acquisition of the Town's water system were greater than the amount of funds the Town would have available through grants and loans for such improvement project; and

WHEREAS, the Town has made application to the RD for an additional loan in the amount of \$59,000 and the RD has indicated its willingness to grant and to loan to the Town such additional sums to complete the construction of the improvements to the Town water system; and

WHEREAS, the Town by its Resolution No. 8.95, dated November 10, 1997, amended Town Resolution No. 4.96 to provide for the issuance of an additional bond in the amount of \$59,000 which, together with the \$450,000 bond, are collectively referred to herein as the "Series 1998 Bonds"; and

WHEREAS, the water development project to be funded by the Series 1998 Bonds is substantially complete and accepted by the Town; and

WHEREAS, the Town received notice on August 21, 1998, from RD that the Series 1998 Bonds are eligible for a lower interest rate of four and three-fourths percent (4.75%) as opposed to the earlier quoted rate of 5.125%, and the Town would like to receive the new rate; and

WHEREAS, additional amendments to Town Resolutions No. 4.96 and No. 8.95 are required to effectuate such changes and to accommodate RD requirements.

NOW THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF WHITEHALL, JEFFERSON COUNTY, STATE OF MONTANA, AS FOLLOWS:

1. Amendment of Section 3.02. The interest rate on both the Series 1998A and 1998B Bonds shall be 4.75% per annum and the Series 1998A and 1998B Bonds shall each have a term of 20 years and be fully amortized over such term.

2. Amendment of Section 3.03. Section 3.03 of Resolutions No. 4.96 and 8.95 shall be amended to read as follows:

Section 3.03 Payment Schedule. The principal of and interest on the Series 1998 Bonds shall be payable in monthly installments with the first installment due one month from the date of the issuance of the Series 1998 Bonds and the remaining payments due on the same day each month during the term of the Series 1998 Bonds until the principal of and interest on the Series 1998 Bonds has been paid in full. Principal and interest payments will be in the amount of \$2,912 per month for the Series 1998A Bond and \$382 per month for the Series 1998B Bond and shall be paid on the monthly installment dates (the 17th of each month, beginning October 17, 1998) for the 20 year term of the Series 1998 Bonds. The final monthly installment may be in such lesser or greater amount as is necessary to pay the balance of principal and interest then remaining due.

3. Amendment of Section 3.10. Section 3.10 of Resolution No. 4.96 shall be amended to read as follows:

Section 3.10 Priorities and Additional Bonds. The Series 1998 Bonds shall be issued on a parity basis with the Series 1992 Bonds. While the Series 1992 Bonds are outstanding any additional bonds,

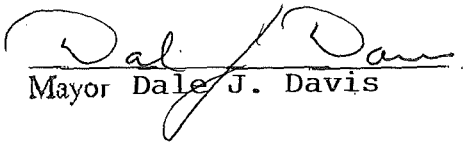


other than the Series 1998 Bonds, may be issued, provided the provisions of Section 7 of Town Resolution No. 8.92 are first followed. After the Series 1992 Bonds are paid in full, additional bonds may be issued on a parity with the Series 1998 Bonds upon the same provisions described in Section 7 of Resolution No. 8.92, provided, however, that the Net Revenues to debt service test shall be reduced from 125% to 120% and that no additional bonds will be issued to "advance refund" (within the meaning of Section 149(d) of the Code) any Series 1998 Bonds.


4. Remainder of Resolution No. 4.96, as amended by Resolution No. 8.95, in Full Force and Effect. Except as amended herein, Resolution No. 4.96, as amended by Resolution No. 8.95, shall remain in full force and effect.

Adopted by the Town Council of Whitehall this 14th day of September, 1998.

IN WITNESS WHEREOF, the Mayor has executed this Resolution and the Town Clerk has so attested and affixed the Town's Seal on said date.

  
Mayor Dale J. Davis

ATTEST:

  
Town Clerk Sue-Ellel Downs

The following council members voted in favor of passage of the above Resolution: Chuck Buus, Chad Murphy, Terry Ross, Avia Timberlake, Francine Stevison, Ron Robertson and the following voted against: None with None abstaining.

  
Town Clerk Sue-Ellel Downs

RESOLUTION NO. 2.98


A resolution of the Town Council of the Town of Whitehall, Montana relating to approval of the 1998/1999 final budget and renewal of the street lighting improvement district:

BE IT RESOLVED by the Town Council of the Town of Whitehall, County of Jefferson, State of Montana, that the Town Council approves the 1998/1999 final budget in the estimated amount of Three Hundred Sixty-Three Thousand One Hundred Sixty-Six Dollars and No Cents (\$363,166.00).

AND BE IT FURTHER RESOLVED that the special improvement lighting district in the amount of Fifteen Thousand Four Hundred Dollars and No Cents (\$15,400.00) be renewed for the fiscal year 1998/1999.

PASSED AND APPROVED THIS 10th DAY OF AUGUST, 1998.

  
Mayor Dale J. Davis

ATTEST:   
Sue-Ellen Downs, Clerk/Treasurer

RESOLUTION NO. 1-98

A Resolution of the Town Council of the Town of Whitehall, Montana of its intention to provide that all property owners with delinquent Special Improvement Lighting District assessments after final notification shall have their names forwarded to the county to process a lien.

BE IT RESOLVED by the Town Council of the Town of Whitehall, County of Jefferson, State of Montana, that, after notification of property owners of unpaid fiscal year 1997-98 Special Improvement Lighting District assessments, the Town Council authorizes the processing of all property owners within the Town of Whitehall, Montana who have not fully paid the current assessments for such district for the fiscal year 1997-98 shall have their names forwarded to the County Assessors and the County Treasurer of Jefferson County, Montana to be incorporated into the taxes assessed in 1998, together with all costs and penalties, and that said assessment shall constitute a lien upon and against the property upon which said assessment is made, all in accordance with Section 7-12-4338;

AND BE IT FURTHER RESOLVED that said list of delinquent property owners will be forwarded on May 31, 1998.

PASSED AND APPROVED on this 13<sup>th</sup> day of April, 1998.

  
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Mayor

ATTEST:

  
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Town Clerk