

RESOLUTION NO. 2010 - 13

A RESOLUTION APPROVING THE PROPOSITION FOR IMPOSITION OF A 1% SPECIFIC PURPOSE EXCISE TAX IN ALBANY COUNTY, STATE OF WYOMING, FOR THE PURPOSE OF FUNDING SPECIFIC PROJECTS, SAID PROPOSITION TO BE PLACED ON THE BALLOT AT A SPECIAL ELECTION TO BE HELD IN ALBANY COUNTY ON TUESDAY, MAY 4, 2010.

WHEREAS, the Board of County Commissioners (the "Commissioners") of Albany County, State of Wyoming (the "County" or "Albany County"), has determined to make funding available in the following amount for the following specified projects (the "Projects"):

\$42,000,000 to be collected, together with interest earned thereon to be used for the following specified purposes and to the extent necessary and allowed by law, the pledge to or payment of debt service and/or lease payments thereon:

1. \$10,900,000 for the County, to be used as follows:
 - A. \$250,000 for remediation of accident caused pollutants or other potential contaminant sources within the Telephone Canyon portion of I-80 as identified by the Telephone Canyon Aquifer Protection Study;
 - B. \$273,000 for improvements to County buildings for energy savings to supplement funds from the American Recovery and Reinvestment Act –State Energy Program Retrofit Grant through the Wyoming Business Council;
 - C. \$338,200 for the Albany County Fairgrounds to be used for: grandstand improvements; replacement of show chutes for swine shows; improvement of RV spaces; constructing a storage building and repairing drainage;
 - D. \$400,000 for payment of mortgage debt to the State of Wyoming State Land and Investment Board for the Laramie Plains Civic Center;
 - E. \$295,000 for the Albany County Public Library to be used for: new security and circulation system; parking lot improvements; upgrade

restrooms to ADA compliance; purchase of microfilm equipment; replace carpeting and upgrade computer system;

F. \$9,343,800 for improvements of county roads and bridges including reconstructing, resurfacing and chip sealing of various county roads, and equipment acquisition;

and for the purpose of providing up-front funding for part of the cost of the Projects, shall Albany County, Wyoming be authorized to issue general obligation bonds of the County in the maximum principal amount of \$6,600,000, maturing within twelve (12) years of their date, and bearing a maximum rate or rates of interest not to exceed five and one-half percent (5.5%) per annum, with all or a portion of the principal of and interest thereon to be paid with the proceeds from the Tax?

2. \$27,720,000 to the City of Laramie to be used as follows:

A. \$9,637,709 for planning, design, construction, and improvements to the City's water infrastructure;

B. \$7,107,667 for planning, design, construction, and improvements to the City's wastewater infrastructure;

C. \$5,853,372 for planning, design, construction, and maintenance of street improvements;

D. \$1,000,000 for planning, design, construction of improvements and maintenance for the protection of the well head properties in Zone I and the vulnerable features in Zone II as defined in the 2008 Casper Aquifer Protection Plan, and the acquisition of property surrounding the well heads in said Zone I and property containing vulnerable features in said Zone II;

E. \$4,121,252 for planning, design, construction, equipment, and improvements for the City's solid waste disposal facilities;

and for the purpose of providing up-front funding for all or part of the cost of the Projects, shall the City of Laramie, Wyoming be authorized to issue general obligation bonds

of the City in the maximum principal amount of \$24,000,000, maturing within twelve (12) years of their date, and bearing a maximum rate or rates of interest not to exceed five and one-half percent (5.5%) per annum, with all or a portion of the principal of and interest thereon to be paid with the proceeds from the Tax?

3. \$3,380,000 to the Town of Rock River to be used as follows:

- A. \$3,040,000 for the improvements to the Town's water infrastructure;
- B. \$40,000 for improvements to the Town's sewer infrastructure;
- C. \$150,000 for replacement of the Town's rescue unit;
- D. \$150,000 for planning, design, construction and equipment of improvements to the Town Hall;

and for the purpose of providing up-front funding for all or part of the cost of the Projects, shall the Town of Rock River, Wyoming be authorized to issue general obligation bonds of the Town in the maximum principal amount of \$2,950,000, maturing within twelve (12) years of their date, and bearing a maximum rate or rates of interest not to exceed 5.95% per annum, with all or a portion of the principal of and interest thereon to be paid with the proceeds from the Tax?

WHEREAS, if approved, the Commissioners propose to fund the above-referenced Projects, with a 1% specific purpose sales and use excise tax imposed within the County pursuant to W.S. §§ 39-15-204 (a)(iii) and W.S. § 39-16-204 (a)(ii) (the "Tax"); and

WHEREAS, in order to implement the Tax it is necessary to submit to the qualified registered electors of the County the proposition for imposition of the Tax; and

WHEREAS, before the proposition to impose the Tax may be placed before the qualified registered electors of the County at a special election to be held on Tuesday, May 4, 2010, approval of the proposition by the governing bodies of at least two-thirds (2/3) of the incorporated municipalities in the County (the "Municipalities") and by the Commissioners is necessary; and

WHEREAS, the Commissioners have adopted a resolution approving the proposition to impose the Tax (the "Authorizing Resolution");

NOW THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF LARAMIE, WYOMING, THAT:

Section 1. The proposition to impose the Tax, the procedure for qualification of the ballot question for placement on the ballot, and the specification of how excess funds shall be expended, all as more fully set forth in the Authorizing Resolution, a copy of which is attached hereto as EXHIBIT A and by this specific reference made a part hereof, is hereby approved.

Section 2. Passage of this resolution by the governing body of the City of Laramie, Wyoming shall constitute approval of the proposition to impose the Tax as required by W.S. §§ 39-15-203(a)(iii)(A) and 39-16-203(a)(ii)(A).

Section 3. Should any part or provision of this resolution or the proposition and ballot question set forth herein ever be judicially determined to be invalid or unenforceable, such determination shall not affect the remaining parts and provisions hereof or thereof, the intention being that each part or provision of this resolution, the proposition and ballot question is severable.

ADOPTED AND APPROVED as of the 23rd day of February, 2010.

CITY OF LARAMIE, WYOMING

(SEAL)



Jodi Guerin, Mayor

ATTESTED:



Sue Morris-Jones, MMC, City Clerk

The motion for the adoption of the foregoing resolution was duly seconded by Council Member Hanson.

The question being upon the adoption of said resolution, the roll was called with the following results:

Those voting YES:

- Council Members: Jodi Guerin
- Klaus Hanson
- F. Dee Mickelson
- Joe Shumway
- Scott A. Mullner
- Erik Molvar
- Karl McCracken
- Joseph Vitale

Those voting NO: None

Absent: Bryan Shuster

The Mayor thereupon declared that a majority of all members of the governing body duly elected, qualified and acting as such, having voted in favor of said resolution, the motion was carried and the resolution duly passed.

On motion duly adopted, it was ordered that after said resolution is signed by the Mayor, and attested by the City Clerk, it be recorded in a book kept for that purpose, and, together with the minutes showing its adopting, be published as required by law.

After consideration of other business to come before the governing body, the meeting was adjourned.

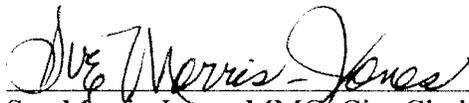
CITY OF LARAMIE, WYOMING

(SEAL)



 Jodi Guerin, Mayor

ATTESTED:



 Sue Morris-Jones, MMC, City Clerk

STATE OF WYOMING)
)
COUNTY OF ALBANY) ss.
)
CITY OF LARAMIE)

I, Sue Morris-Jones, the undersigned, do hereby certify that I am the duly qualified, sworn and acting Clerk of the City of Laramie, Wyoming, and that the attached and foregoing pages numbered 2 to 8, inclusive, constitute a true and correct copy of the original record of proceedings had and taken by the governing body of the City at a special meeting thereof, held at the City Hall in Laramie, Wyoming, on Tuesday, February 23, 2010, convening at 5:30 p.m. insofar as said proceedings relate to a resolution approving the proposition of a 1% specific purpose excise tax in Albany County, State of Wyoming, for the purpose of funding specific projects in Albany County, said proposition to be placed on the ballot at a special election to be held on Tuesday, May 4, 2010; that the resolution has been signed by the Mayor, sealed with the corporation seal of the City, attested by the City Clerk and duly recorded in the official records of the City; and that to the best of my knowledge Notice of the meeting was given and said meeting was conducted in compliance with and pursuant to Title 16, Chapter 4, W.S., relating to meetings of governmental agencies.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed the seal of the City of Laramie, Wyoming, this 23rd day of February, 2010.

CITY OF LARAMIE, WYOMING

(SEAL)



City Clerk