

RESOLUTION 2021-01-11
RESOLUTION DECLARING OFFICIAL INTENT TO REIMBURSE EXPENDITURES
FROM PROCEEDS OF BORROWING

WHEREAS, the Village of Merrimac, Sauk County, Wisconsin (the "Municipality") plans to construct Well No. 1 Rehabilitation ("the Project"); and

WHEREAS, the Municipality expects to finance the Project on a long-term basis by issuing tax-exempt bonds or promissory notes (the "Bonds"); and

WHEREAS, because the Bonds will not be issued prior to January of 2023, the Municipality must provide interim financing to cover costs of the Project incurred prior to receipt of the proceeds of the Bonds; and

WHEREAS, it is necessary, desirable, and in the best interests of the Municipality to advance moneys from its funds on hand on an interim basis, or from a Bank-issued Line of Credit, to pay the costs of the Project until the Bonds are issued; and

WHEREAS, in July 2021, the Board passed Resolution 2021-03-07 Declaring Official Intent to Reimburse Expenditures from Proceeds of Borrowing in the amount of \$115,000; and

WHEREAS, the Village expects to enter into a Line-of-Credit agreement with the Bank of Prairie du Sac for the sole purpose of interim reimbursement of Well No. 1 Rehabilitation Project expenses for \$156,000 in November 2021, prior to full reimbursement of all project expenses from the Safe Drinking Water Loan Program (SDWLP); and

WHEREAS, the Village may elect to draw from the Line of Credit less than the total Project amount eligible, thereby utilizing funds on hand; and

NOW, THEREFORE, BE IT RESOLVED by the Village Board of the Municipality, that:

Section 1. Expenditure of Funds. The Municipality shall make expenditures as needed from its funds on hand to pay the costs of the Project until the Bond proceeds become available.

Section 2. Declaration of Official Intent. The Municipality hereby officially declares its intent under Treas. Regs. Section 1.150-2 to reimburse said expenditures with proceeds of the Bonds, the principal amount of reimbursed proceeds is not expected to exceed \$156,000.


Section 3. Unavailability of Long-Term Funds. No funds for payment of the Project from sources other than the Bonds are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside by the Municipality pursuant to its budget or financial policies.

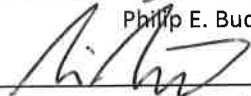
Section 4. Public Availability of Official Intent Resolution. This Resolution shall be made available for public inspection at the Clerk's office within 30 days after its approval in compliance with applicable State law governing the availability of records of official acts including Subchapter II of Chapter 19, and shall remain available for public inspection until the Bonds are issued.

Section 5. Effective Date. This Resolution shall be effective upon its adoption and approval.

Adopted and recorded November 9, 2021.

Approved November 9, 2021.

APPROVED: 
Philip E. Budde, President

ATTEST: 
Brian P. Mooney, Administrator/Clerk/Treasurer

RESOLUTION 2021-02-11
RESOLUTION DECLARING OFFICIAL INTENT TO REIMBURSE EXPENDITURES
FROM PROCEEDS OF BORROWING

WHEREAS, the Village of Merrimac, Sauk County, Wisconsin (the "Municipality") plans to construct Well No. 2 ("the "Project"); and

WHEREAS, the Municipality expects to finance the Project on a long-term basis by issuing tax-exempt bonds or promissory notes (the "Bonds"); and

WHEREAS, because the Bonds will not be issued prior to March of 2023, the Municipality must provide interim financing to cover costs of the Project incurred prior to receipt of the proceeds of the Bonds; and

WHEREAS, it is necessary, desirable, and in the best interests of the Municipality to advance moneys from its funds on hand on an interim basis, or from a Bank-issued Lines of Credit, to pay the costs of the Project until the Bonds are issued; and

WHEREAS, in July 2021, the Board passed Resolution 2021-01-07 Declaring Official Intent to Reimburse Expenditures from Proceeds of Borrowing in the amount of \$200,000; and

WHEREAS, the Village expects to enter into two Line-of-Credit agreements with the Bank of Prairie du Sac for the sole purpose of interim reimbursement of Well and Wellhouse No. 2 expenses in November 2021 and in early 2022, prior to full reimbursement of all project expenses from the Safe Drinking Water Loan Program (SDWLP); and

WHEREAS, the Village may elect to draw from the Lines of Credit less than the total Project amount eligible, thereby utilizing funds on hand; and

NOW, THEREFORE, BE IT RESOLVED by the Village Board of the Municipality, that:

Section 1. Expenditure of Funds. The Municipality shall make expenditures as needed from its funds on hand to pay the costs of the Project until the Bond proceeds become available.

Section 2. Declaration of Official Intent. The Municipality hereby officially declares its intent under Treas. Regs. Section 1.150-2 to reimburse said expenditures with proceeds of the Bonds, the principal amount of reimbursed proceeds is not expected to exceed \$1,700,000.

Section 3. Unavailability of Long-Term Funds. No funds for payment of the Project from sources other than the Bonds are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside by the Municipality pursuant to its budget or financial policies.

Section 4. Public Availability of Official Intent Resolution. This Resolution shall be made available for public inspection at the Clerk's office within 30 days after its approval in compliance with applicable State law governing the availability of records of official acts including Subchapter II of Chapter 19, and shall remain available for public inspection until the Bonds are issued.


Section 5. Effective Date. This Resolution shall be effective upon its adoption and approval.

Adopted and recorded November 9, 2021.

Approved November 9, 2021.

APPROVED: 

Philip E. Budde, President

ATTEST: 
Brian P. Mooney, Administrator/Clerk/Treasurer

RESOLUTION 2021-03-11
RESOLUTION REGARDING UTILITY BILLINGS

WHEREAS, the Village of Merrimac, Sauk County, Wisconsin owns and operates municipal Water and Sewer Utilities which, as Enterprise Funds, must pay for expenses out of revenue; and

WHEREAS, the Village collects revenue through Water and Sewer utility bills mailed residents on a monthly basis; and

WHEREAS, on October 27, 2021, a PSC-authorized Water Rate increase went into effect, which instituted a new direct-billed Public Fire Protection (PFP) Charge and clarified the standard by which Water Standby Charges are to be assessed; and

WHEREAS, based on PSC requirements, virtually every parcel in the Village, irrespective of how water would be provided in the event of a fire, will now be assessed PFP based on Assessed Value; and

WHEREAS, the PFP and Standby Charges are considered to be assessed to the *ownership* of the property, rather than to the *occupancy*; and

WHEREAS, the Village may assess Water Standby Charges for any parcel not currently receiving service, where utilities are available for connection and a typical parcel size is defined as 100' of frontage length; and

WHEREAS, the institution of PFP and the standardization of Water Standby Charges will require adding new billable accounts to the Workhorse accounting software for parcels not currently receiving bills; and

WHEREAS, the number of new accounts and bills generated can reasonably be reduced, without materially impacting revenue, by generating Combined Bills representing two or more parcels; and

WHEREAS, determining number of Water Standby Charge units requires some discretion regarding the size, shape, location, and buildability of atypical parcels; and

WHEREAS, the Village wishes to adhere to the spirit and intent of Water Standby Charges, without creating unreasonable or excessive burden on residents who own multiple adjoining properties; and

NOW, THEREFORE, BE IT RESOLVED by the Village Board of the Municipality, the following:

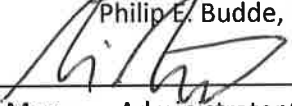
1. At the discretion of its staff, the Village may generate a Combined Bill where a single owner owns two or more adjoining parcels; and
2. Property-owners with multiple adjoining parcels may request either Combination Bills or Individual Bills, for evaluation and approval of Village staff; and
3. Staff creation of Combined Bills is solely for reduction of billing paperwork and does not in any way constitute pre-approval of combination of parcels; and
4. At the discretion of its staff, the Village may exclude from PFP charges extremely small or remnant parcels for which there is no adjoining parcel of the same owner, and for which assessing a PFP would generate a bill less than \$1.50/month; and
5. At the discretion of its staff, the Village may exclude from PFP and Standby Charges parcels that are road or railroad rights-of-way; and
6. Where the listed owner of the parcel appears to be different from the occupant paying the utility bill, such as with a landlord and a tenant, the monthly billing for PFP and Standby Charges shall be the responsibility of the owner, unless the parties agree otherwise; and
7. Determination of utilities frontage for Standby charges requires that both Water *and* Sewer be available on that frontage; and

8. On Combination Bills, staff shall determine a reasonable Standby charge, considering the 100'-utilities-frontage typical parcel length, for both the individual Standby Parcels and the parcels in aggregate, and applying the lower Standby Charge; and
9. Based on the PSC's rules, the 100-foot standard for Standby charges are assessed on an integer basis only, rounding down to the nearest integer, with a minimum value of 1, for examples:
 - a. A 70-foot frontage length parcel is assessed 1 Water Standby Charge
 - b. A 199-foot frontage length parcel is assessed 1 Water Standby Charge
 - c. A 410-foot frontage length parcel is assessed 4 Water Standby Charges; and
10. At the discretion of Village staff, parcels or portions of parcels may be identified as unbuildable (or reduced buildability) based on:
 - a. the presence of wetlands or springs
 - b. parcel size and shape
 - c. permanent declaration by Sauk County that a property is undevelopable
 - d. other factors affecting buildability; and
11. For corner or corner-like parcels, where utilities frontage length overestimates the potential number of buildable lots, Village staff may instead assess Standby Charges based on the actual number of lots that the parcel could reasonably be subdivided into; and
12. Where any conflict or appearance thereof may be found between this Resolution and Merrimac Waterworks 2021 Rate Tariff, the Tariff shall govern.

Adopted and recorded November 9, 2021.

Approved November 9, 2021.

APPROVED: 
Philip E. Budde, President

ATTEST: 
Brian P. Mooney, Administrator/Clerk/Treasurer