

RESOLUTION NO. 408

A RESOLUTION AUTHORIZING RELEASE OF FUNDS FROM INTEREST INCOME EARNED FROM THE SALE OF SID NO. 24 BONDS TO BE APPLIED TO THE PRINCIPAL PORTION OF 1980 SID ASSESSMENTS DUE FROM WOODBINE CORPORATION

WHEREASE, because of unexpected delays in the construction of Woodbine Estates, SID No. 24, Woodbine Corporation has been unable to market lots in accordance with their anticipated schedule; and

WHEREAS, as a result of said delays, the City of Polson has earned substantially greater interest income than was anticipated from investment of the proceeds of the Bonds issued and sold for SID No. 24, Woodbine Estates; and

WHEREAS, Woodbine Corporation has requested that investment earnings earned by the City during the construction period be applied to the interest due on the bonds and credit this application to the principal portion of the 1980 SID assessments due from Woodbine Corporation; said request being made as a result of delays in lots being marketable in Woodbine Estates; and

WHEREAS, in exchange for payment of the 1980 principal portion of 1980 SID assessments due from Woodbine Corporation, the Corporation would pay for costs incurred in trenching for electrical service in Woodbine Estates as well as the interest portion of the 1980 assessment due from the Corporation; and

WHEREAS, the City of Polson is agreeable to said proposal conditional upon the City Attorney's receipt of written approval from bond counsel, Dorsey, Windhorst, Hannaford, Whitney & Halladay, and Woodbine Corporation's timely payment of the interest portion of the 1980 assessment; and

WHEREAS, the City of Polson is agreeable to releasing such funds because of the weather conditions which have caused the project delay with the understanding that future assistance by the City of Polson of this nature will not be rendered.

NOW THEREFORE, be it resolved by the City Council of the City of Polson, Montana, that the City Treasurer request Lake County to issue a journal voucher to affect the deletion of the principal portion of the 1980 SID assessment due from Woodbine Corporation conditional upon approval by bond counsel, timely payment of the 1980 interest portion of SID assessment due from Woodbine Corporation, and payment by Woodbine Corporation for costs incurred in trenching for electrical service in Woodbine Estates.

BE IT FURTHER RESOLVED by the City Council of the City of Polson that this assistance to Woodbine Corporation is approved only as a result of weather conditions delaying the project; furthermore, future assistance of this nature will not be rendered by the City of Polson.

PASSED AND APPROVED this 19th day of January, 1981.

CITY OF POLSON

H. Dean Greiner
H. Dean Greiner

ATTEST:

Kathy L. Cox
Kathy L. Cox, City Clerk