

RESOLUTION OF THE LEGISLATIVE BODY OF WEAKLEY COUNTY, TENNESSEE, AUTHORIZING THE ISSUANCE OF INTEREST BEARING SCHOOL BUS CAPITAL OUTLAY NOTES NOT TO EXCEED \$ 48,000.00 , AND PROVIDING FOR THE PAYMENT OF SAID NOTES.

WHEREAS, it has been determined by this Legislative Body that it is necessary and desirable to purchase additional school buses for Weakley County; and

WHEREAS, sufficient funds are not now available for this purpose and it will be necessary for the Legislative Body to authorize the issuance of notes to finance this transaction; and

WHEREAS, under the provisions of Section 5-10-501 through 5-10-509, inclusive, Tennessee Code Annotated, counties in Tennessee are authorized through their respective Legislative Bodies, upon approval by the State Director of Local Finance to issue interest bearing capital outlay notes to finance the cost thereof; and

WHEREAS, it appears advantageous to said County at this particular time to issue capital outlay notes to finance the cost thereof:

NOW, THEREFORE, BE IT RESOLVED, by the Legislative Body of Weakley County, Tennessee, as follows:

SECTION 1. That, for the purpose of providing funds to finance the cost of purchasing additional school buses in and for said County, there shall be issued its negotiable interest bearing capital outlay notes in a principal amount not to exceed \$ 48,000.00 . That, said notes shall be designated "School Bus Capital Outlay Notes" and shall be numbered serially beginning with the number 1. Each of said notes shall be dated as of the date of issuance thereof, shall be of such denomination as may be agreed upon by the County Executive and the purchaser of said notes, and shall mature not later than three (3) years after the date of issuance, provided, that not less than one-ninth (1/9) of the original principal amount of the notes issued hereunder shall mature, without renewal but subject to prior redemption, each year that any of the notes issued hereunder are outstanding.

SECTION 2. That, said notes shall bear interest at a rate not to exceed _____ percent (____%) per annum, payable in such manner as shall be determined by the County Executive and the purchaser of said notes. Both principal and interest on said notes shall be payable in lawful money

of the United States of America at the office of the County Trustee of Weakley County, Tennessee.

SECTION 3. That, said notes shall be subject to redemption at the option of the County, in whole or in part, at any time at the principal amount thereof and accrued interest to the date of redemption.

SECTION 4. That, said notes shall be executed in the name of Weakley County, Tennessee, signed by the County Executive and attested by the County Clerk with the seal of the County attached thereto.

SECTION 5. That, said notes shall be in substantially the form attached hereto.

SECTION 6. That, for the purpose of providing funds with which to pay the principal and interest accruing on said notes at maturity, there shall be levied upon all taxable property in Weakley County, in addition to all other taxes, a direct annual tax for each of the years while said notes, or any of them, are outstanding, in amounts sufficient for that purpose.

SECTION 7. That, the Capital Outlay Notes herein described shall not be issued until approval by the State Director of Local Finance shall have been obtained as required by Section 5-10-501, Tennessee Code Annotated.

SECTION 8. That, the Capital Outlay Notes herein described shall not be sold for less than par and accrued interest.

SECTION 9. That, if any of said Capital Outlay Notes shall remain unpaid at the end of three (3) years from the date of issuance of same, the balance of said note or notes shall be converted to bonds as provided by Sections 9-11-101 to 9-11-119, inclusive, Tennessee Code Annotated, or otherwise liquidated in such manner as approved by the State Director of Local Finance in compliance with statutes relating to the issuance and redemption of bonds and notes.

SECTION 10. That, the proceeds of said notes shall be turned over to the County Trustee of said County and shall be paid out for the purposes and in the manner required by law and this Resolution.

SECTION 11. That, all orders or resolutions in conflict herewith be and the same are hereby repealed insofar as such conflict exists and this Resolution shall become effective immediately upon its passage.

PURSUANT TO THE RULES OF THE COMMISSION, THIS RESOLUTION IS
SPONSORED BY THE FOLLOWING MEMBERS OF THE WEAKLEY COUNTY BOARD OF COUNTY
COMMISSIONERS:

Earl Wright

[Signature]

Acknowledged and Approved:

James A. Bell
Chairman, Committee

Motion made by Comm. Earl Wright that the foregoing resolution be adopted;

Motion seconded by Comm. Joe White.

Upon being put to a roll call vote, same carried.

Passed and approved the 17th day of October, 1983

ATTEST:

APPROVED:

Faye Butts
Faye Butts, County Clerk

H. C. Brumdige
H. C. Brumdige, County Executive

(Form of Note)
STATE OF TENNESSEE
COUNTY OF WEAKLEY
SCHOOL BUS CAPITAL OUTLAY NOTE

\$ 48,000.00

No.

KNOW ALL MEN BY THESE PRESENTS: That the County of Weakley in the State of Tennessee, hereby acknowledges itself to owe and for value received hereby promises to pay to bearer the sum of \$ 48,000.00 on or before _____, 19__, together with interest thereon from the date hereof until paid at the rate of _____ percent (_____%) per annum, payable on _____, 19__, and _____ thereafter. Both principal and interest are payable at the office of the County Trustee of Weakley County, Tennessee, in lawful money of the United States of America. For the prompt payment of this obligation, both principal and interest, the full faith, credit and other resources of said county are hereby irrevocably pledged.

The note is issued for the purpose of providing funds to finance the cost of new school buses in and for said County and is in all respects in compliance with and under authority of Section 5-10-501 to 5-10-509, inclusive, Tennessee Code Annotated, and a Resolution duly adopted by the Legislative Body of Weakley County, Tennessee, meeting in October session on the 17th day of October, 1983

It is hereby certified and recited that all acts, conditions and things required by the Constitution and by the laws of the State of Tennessee to exist, or to be done precedent to and in the issuance of this obligation, do exist, and have been properly done, happened, and been performed in regular and due form and time as required by law; and that provision has been made to pay the principal and interest thereon as same falls due.

Section 5-10-509, Tennessee Code Annotated, provides that neither the principal nor the interest of notes issued pursuant to the provisions of Sections 5-10-501 to 5-10-509, inclusive, Tennessee Code Annotated, shall be taxed by the State of Tennessee, or by any county, or by any municipality therein.

This note is subject to redemption at any time at the option of the County, in whole or in part, at the principal amount thereof and accrued interest to date of redemption.