



CITY OF  
**REXBURG**  
*America's Family Community*

## **Resolution 03-17-1976**

### RESOLUTION FOR TAX ANTICIPATION NOTE

Councilman George Catmull introduced a resolution for a \$50,000 tax anticipation note payable in 60 days.

BE IT RESOLVED by the City Council of the City of Rexburg, Madison County, State of Idaho, a municipal corporation organized and existing under and by virtue of the laws of the State of Idaho, and a taxing district within the meaning of Section 53-3101, Idaho Code, in regular meeting assembled:

1. That the City of Rexburg borrow money in the sum of \$50,000.00 and issue as evidence of such debt, a tax anticipation note, bearing interest at the rate of five (5) per cent per annum from the date thereof until paid, which said note shall mature June 1, 1976; that said sum be borrowed from, and said note be issued to the First Security Bank of Idaho, a National Banking Corporation, Rexburg, Idaho, with its office and place of business in Rexburg, Idaho; such money to be used for general expenses of the City in anticipation of the taxes levied for the year 1976 for general purposes.
2. That the tax levy for the current 1976 fiscal year has not been completed; that the amount of taxes to be collected for general purposes exclusive of taxes levied for outstanding bonded indebtedness and special purposes during 1976 is \$82,070.00 that the assessed valuation for the year 1975 was \$8,908,439.00. That this proposed tax anticipation note does not exceed seventy-five per cent of the taxes levied by said taxing district in the year 1975; that the 1976 taxes have not yet been collected and paid to the City of Rexburg by Madison County.
3. That such tax anticipation note shall be a negotiable instrument and shall pledge the full faith, credit and resources of the City for the payment of the same, and shall be substantially in the following form:

#### Tax Anticipation Negotiable Note

Rexburg, Madison County, Idaho

March 17, 1976

For value received, the City of Rexburg, Madison County, State of Idaho, promises to pay to the First Security Bank of Idaho, N.A., a National Banking Corporation, with its office and place of business at Rexburg, Idaho, or its order, on the 1<sup>st</sup> day of June, 1976, the sum of Fifty Thousand \$50,000.00, lawful money of the United States of America, with interest from the date of this note at the rate of five (5) per cent per annum until paid.

This note is issued in pursuance of a Resolution duly adopted by the City of Rexburg, Madison County, State of Idaho, on the 17<sup>th</sup> day of March, 1976.

It is hereby certified and recited that each and every act, condition and thing required to be done, to have happened, and to be performed precedent to and in the issuance hereof has been performed in full and strict compliance with the Constitution of the State of Idaho and the provisions of Chapter 31, Title 63, Idaho Code, and amendments thereof; that the tax levy for 1976 has not yet been completed and the proceeds therefrom have not yet been collected and paid to the City of Rexburg by Madison County; that the assessed valuation and the tax levy is based on the 1975 assessed valuation and the 1975 tax levy; that the amount of this note is note in excess of 75 per cent of the taxes levied by said taxing district in 1975; that the full faith credit and resources of the said City are hereby pledged for the payment of this note, according to its terms; that there are no outstanding warrants heretofore drawn upon such levy, and there are no other tax anticipation notes outstanding to be paid form the uncollected portion of the taxes levied for the 1976 fiscal year.

In Witness Whereof, the said City of Rexburg has caused this note to be signed by its Mayor and attested and the seal of such City affixed by the Clerk this 17<sup>th</sup> day of March 1976.

4. That such tax anticipation note be sold at private sale to the First Security Bank of Idaho, N.A., Rexburg, Idaho, aforesaid, by the Mayor of the City forthwith, and that he be hereby authorized to make such sale to receive the proceeds therefrom and deposit them to the credit of said City.
5. To provide for the payment of said tax anticipation note at maturity, a special fund is hereby created to be known as Tax Anticipation Bond or Note Redemption Fun, and it is hereby provided that all taxes hereafter collected or received from the general tax levy for the year 1976 shall be placed immediately in such fund until such time is the funds accumulated therein shall be sufficient to pay the hereinabove mentioned tax anticipation note, together with interest thereon at maturity, and the funds so accumulated in the said fun are hereby appropriated and set apart for such purpose only and shall be used for no other purpose; providing, however, that this shall not limit the payment of said note to the said taxes collected, but shall be the direct and general obligation of the City of Rexburg.

It was moved by Barton Jensen and seconded by Nile Boyle that such Resolution be adopted, and the proper officers directed to proceed accordingly, and the proper officers directed to proceed accordingly, and that the Resolution be spread on the minutes. Upon call for question, the vote was taken as: for 6. Against 0. Whereupon proper papers be executed and that the Mayor Proceed to negotiate the Loan, as authorized in it Resolution and directed the Clerk to spread the Resolution upon the minutes of the Council.