

RESOLUTION 03-02.5

BY THE COUNCIL:

A RESOLUTION DECLARING THE NEED * TO CONSTRUCT LAW ENFORCEMENT FACILITIES; APPROVING THE PROJECT AND AUTHORIZING THE CONSTRUCTION AND ACQUISITION OF SAID FACILITIES; PRESCRIBING A LEASE AND TRUST AGREEMENT AND RELATED DOCUMENTS AS THE MOST SUITABLE MANNER FOR SECURING CONSTRUCTION AND FINANCING OF SAID IMPROVEMENTS; AUTHORIZING THE FILING OF JUDICIAL CONFIRMATION PROCEEDINGS; DIRECTING COUNTY OFFICIALS TO PROCEED WITH SAID FACILITIES AND FINANCING THEREOF AND WITH THE FILING OF JUDICIAL CONFIRMATION PROCEEDINGS; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, officials of Caribou County (the "County") have determined that it is necessary to replace the County's law enforcement facilities in order to provide law enforcement facilities meeting current health, safety and occupancy requirements; and

WHEREAS, County officials have recommended that certain law enforcement facilities for the County (collectively, the "Project") be constructed to meet the above needs and requirements; and

WHEREAS, County officials have recommended that the financing, acquisition and construction of said Project be accomplished by a lease and trust agreement and certain supplements thereto in an aggregate principal amount of up to \$3,825,309.00 (the "Agreement") with certificates of participation, and related documents, and that prior to entering into the Agreement and the other documents, the County should obtain judicial confirmation of its power and authority to enter into said Agreement under Title 7, Chapter 13, Idaho Code; and

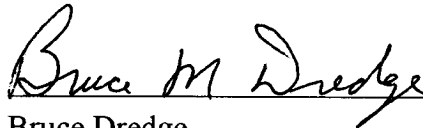
WHEREAS, the County on October 23, 2003, held a hearing concerning the Project and the County's consideration of filing a petition for judicial confirmation as required by Section 7-1304, Idaho Code, as amended, after fifteen (15) days notice thereof published in Caribou County Sun and notice to any individuals requesting it pursuant to Sections 7-1304 and 7-1306, Idaho Code, as amended, and at said hearing no opposing testimony was received and at least fourteen (14) days has passed since the date of said hearing.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF CARIBOU COUNTY, IDAHO:

- Section 1.** That construction, acquisition and financing of the Project is necessary in order to meet the public safety and law enforcement needs and requirements at the County.
- Section 2.** That construction, acquisition and financing of the Project in order to meet said requirements is hereby directed and authorized subject to any requirements for competitive bidding.
- Section 3.** That the Agreement and related documents are hereby approved and authorized, subject to any competitive bidding requirements, as the manner and method to finance the construction of the Project in the amount stated above, subject to the judicial confirmation of the County's authority to enter into said Agreement, and the filing of such proceedings under Title 7, Chapter 13, Idaho Code is hereby authorized.
- Section 4.** That the County officials and counsel are hereby directed to proceed with the construction of the Project as provided herein and to proceed with the filing of the judicial confirmation proceedings authorized herein.
- Section 5.** That this Resolution shall be in full force and effect from and after its passage, approval.

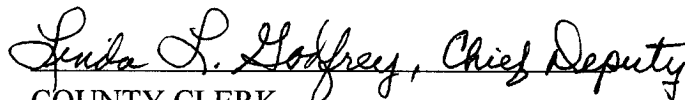
PASSED by the Board of Commissioners of Caribou County, Idaho, this 11th day of November, 2003.

CARIBOU COUNTY, IDAHO



Bruce Dredge
Chairman, Board of County Commissioners

ATTEST:

By: 
COUNTY CLERK