BOARD OF SUPERVISORS
COUNTY OF NEW KENT, VIRGINIA

R-11-08(R1)

At the regular meeting of the New Kent County Board of Supervisors in the Boardroom of the Administration Building in New Kent, Virginia, on the 9th day of June, 2008:

Present:	Vote:
Thomas W. Evelyn	Aye
David M. Sparks	Aye
Stran L. Trout	Aye
W. R. Davis, Jr.	Aye
James H. Burrell	Aye

Motion was made by Mr. Trout, which carried 5:0, to adopt the following resolution:

RESOLUTION OF THE BOARD OF SUPERVISORS OF NEW KENT COUNTY, VIRGINIA DECLARING ITS INTENTION TO REIMBURSE ITSELF FROM THE PROCEEDS OF ONE OR MORE TAX-EXEMPT FINANCINGS FOR CERTAIN EXPENDITURES MADE AND/OR TO BE MADE IN CONNECTION WITH CAPITAL IMPROVEMENT PROJECTS FOR THE COUNTY AND THE COUNTY SCHOOL SYSTEM

WHEREAS, the County of New Kent, Virginia **(the "County")** is a political subdivision organized and existing under the laws of the Commonwealth of Virginia; and

WHEREAS, the County has paid, beginning no earlier than 60 days prior to adoption of this resolution (except as to those matters referenced in Resolution R-27-07 adopted by the Board of Supervisors of the County on June 25, 2007, then 60 days prior to adoption of R-27-07), and will pay, on and after the date hereof, certain expenditures **(the "Expenditures")** in connection with the acquisition of certain capital improvement projects, listed on the **attached Schedule A** for the County **(collectively, the "Projects")**; and

WHEREAS, the Board of Supervisors of the County **(the "Board")** has determined that those moneys previously advanced no more than 60 days prior to the date hereof (except, as to those matters referenced in Resolution R-27-07 adopted by the Board of Supervisors of the

County on June 25, 2007, then 60 days prior to adoption of R-27-07), and to be advanced on and after the date hereof to pay the Expenditures are available only for a temporary period and it is necessary to reimburse the County for the Expenditures from the proceeds of one or more issues of tax-exempt bonds **(the "Bonds")**; and

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF NEW KENT COUNTY, VIRGINIA, AS FOLLOWS:

Section 1. The Board hereby declares, in accordance with U.S. Treasury Regulation Section 1.150-2, as amended from time to time, the County's intent to reimburse the County with the proceeds of the Bonds for Expenditures with respect to the Projects made on and after the date which is no more than 60 days prior to the date hereof (except as to those matters referenced in Resolution R-24-06 adopted by the Board of Supervisors of the County on June 26, 2006, then 60 days prior to adoption of R-24-06). The County reasonably expects on the date hereof that it will reimburse itself for the Expenditures with the proceeds of the Bonds.

Section 2. Each Expenditure was and will be either (a) of a type properly chargeable to a capital account under general federal income tax principles (determined in each case as of the date of the Expenditures), (b) a cost of issuance with respect to the Bonds, (c) a nonrecurring item that is not customarily payable from current revenues, or (d) a grant to a party that is not related to or an agent of the County so long as such grant does not impose any obligation or condition (directly or indirectly) to repay any amount to or for the benefit of the County.

Section 3. The maximum principal amount of the Bonds expected to be issued for the Projects is set forth on Schedule A.

. Section 4. The County will make a reimbursement allocation, which is a written allocation by the County that evidences the County's use of proceeds of the Bonds to reimburse an Expenditure, no later than 18 months after the later of the date on which the Expenditure is paid or the Projects are placed in service or abandoned, but in no event more than three years after the date on which the Expenditure is paid. The County recognizes that exceptions are available for certain "preliminary expenditures," costs of issuance, certain de minimis amounts, expenditures by "small issuers" (based on the year of issuance and not the year of expenditure) and expenditures for construction projects of at least 5 years.

Section 5. This resolution shall take effect immediately upon its passage.

Passed and adopted this 9th day of June, 2008.

John A. Budesky
County Administrator

James H. Burrell
Chairman

FY2009

SCHEDULE A

PROJECTS

Description of Projects	**Estimated Maximum Amount of Tax-Exempt Financing**
New High School	$49,500,000
Elementary School Expansion	10,000,000
Conversion of High School to Middle School	1,215,801
Re-roof Existing Middle School	171,000
Re-roof Existing High School	313,510
Vehicle Maintenance Garage	2,042,995
Sheriff's Annex	3,300,000
2nd Floor Renovation of Court House	1,910,000
Human Services Building	3,200,000
Utilities: Courthouse Project	6,500,000
Utilities: Phase II Forcemain	15,360,000
Utilities: Parham Landing WWTP	36,870,000
Utilities: Less Farms CDA Contribution	-39,220,000
Utilities Total Borrowing	19,510,000
TOTAL	$91,163,306