

CONFIRMATORY RESOLUTION
OF THE BOARD OF SANITARY COMMISSIONERS
OF THE MUNCIE SANITARY DISTRICT

RESOLUTION NO. 2012-12

WHEREAS, the Board of Sanitary Commissioners ("Board") of the Muncie Sanitary District ("District"), at a meeting of the Board held on May 29, 2012, adopted a declaratory resolution ("Declaratory Resolution") determining that it is necessary for the public health and welfare and will be of public utility and benefit to construct additions and improvements to the sewage works, as more particularly described in Exhibit A to the Declaratory Resolution ("Projects"), together with necessary appurtenances, related improvements and equipment, and the incidental expenses in connection with the Projects and the issuance of bonds therefor;

WHEREAS, the Board published notice of a public hearing to be held on June 12, 2012, which notice was published in *The Star Press* and stated that a public hearing would be held by the Board on this date for the purpose of receiving and hearing remonstrances from persons interested in or affected by these proceedings, including persons owning real or personal property located within the District and persons owning land which may be injuriously affected by these proceedings, and at which hearing the Board would take final action to determine the public utility and benefit of the Projects;

WHEREAS, the Board on June 12, 2012, held such hearing and heard from persons interested in or affected by these proceedings and considered the evidence presented at such hearing; and

WHEREAS, the cost of proceeding with the Projects of the District, including the incidental costs associated therewith and with the issuance and sale of bonds to provide funds therefor is estimated not to exceed \$34,535,000;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SANITARY COMMISSIONERS OF THE MUNCIE SANITARY DISTRICT, THAT:

1. The Board finds and determines that it will be of public utility and benefit to undertake the proposed Projects, as described in the Declaratory Resolution and confirmed by this Confirmatory Resolution.


2. The estimated cost of the Projects will not exceed \$34,535,000. The estimated cost includes all necessary expenses to be incurred in connection with the proceedings and the Projects, including a sum sufficient to pay the costs of supervision and inspection during construction, the costs of necessary records, engineering expenses, specifications, contingencies, inspections, publication of notices, the issuance and sale of bonds to provide funds for the Projects and expenses and fees incurred in connection therewith and other necessary expenses to be incurred in connection with the letting of contracts with regard to the Projects.

3. In all respects the Declaratory Resolution is hereby confirmed.

4. This resolution will be open to inspection by all persons interested in or affected by the Projects.

Adopted this 12th day of June, 2012.

BOARD OF SANITARY COMMISSIONERS
OF THE MUNCIE SANITARY DISTRICT



President





ATTEST: