

ENROLLED RESOLUTION 160-12

RESOLUTION APPROVING ISSUANCE OF REFUNDING REVENUE BONDS BY
THE WAUKESHA COUNTY HOUSING AUTHORITY (THE ARBORETUM PROJECT)

WHEREAS, on October 24, 2005, a public hearing was held before a representative of the Waukesha County Housing Authority (the "Authority"), with respect to the issuance of refunding revenue bonds for a housing project (the "Project") located in Waukesha County (the "County") at W180 N7890 Town Hall Road, Menomonee Falls, Wisconsin; and

WHEREAS, notice of the public hearing was published by at least one insertion in The Waukesha Freeman, official newspaper of the County for the publication of notices pursuant to Chapter 985 of the Wisconsin Statutes, and the Milwaukee Journal Sentinel, a newspaper of general circulation in the locality of the Project, in each case no less than fourteen (14) days prior to the date of the public hearing; and

WHEREAS, the public hearing was conducted in a manner that provided a reasonable opportunity to be heard for persons with differing views on both issuance of the Bonds referred to in the Notice (the "Bonds") and the location and the nature of the Project, which is to be refinanced by the Bonds; and

WHEREAS, a representative of the Authority has made a report of the public hearing to this body, which report this body has considered; and

WHEREAS, this body is an elected legislative body of the County.

THE COUNTY BOARD OF SUPERVISORS OF THE COUNTY OF WAUKESHA
RESOLVES that for the purposes of Section 147(f) of the Internal Revenue Code of 1986, as amended, this body hereby approves the issuance of refunding revenue bonds by the Waukesha County Housing Authority to refinance a housing project located in Waukesha County at W180 N7890 Town Hall Road, Menomonee Falls, Wisconsin.

BE IT FURTHER RESOLVED that it is the intent of the County Board that the bonds issued in conjunction with the refunding shall not constitute an indebtedness of Waukesha County within the meaning of any State constitutional provision or statutory limitation, and shall not constitute or give rise to a pecuniary liability, direct or contingent, of any kind or degree whatsoever, of the County or a charge against its general credit or taxing powers.

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Approved by:
Finance Committee

Patricia A. Haukohl
Patricia A. Haukohl, Chair

James R. Behrend
James R. Behrend

Donald M. Broesch
Donald M. Broesch

absent
Genia C. Bruce

Kenneth C. Herro
Kenneth C. Herro

Joe C. Marchese
Joe C. Marchese

Bonnie J. Morris
Bonnie J. Morris

The foregoing legislation adopted by the County Board of Supervisors of Waukesha County, Wisconsin, was presented to the County Executive on:

Date: 11-11-05, Kathy Nickolaus
Kathy Nickolaus, County Clerk

The foregoing legislation adopted by the County Board of Supervisors of Waukesha County, Wisconsin, is hereby:

Approved: X
Vetoed: _____

Date: 11/16/05, Daniel P. Vrakas
Daniel P. Vrakas, County Executive

WAUKESHA COUNTY BOARD OF SUPERVISORS

V

DATE-11/08/05

(RES) NUMBER-1600012

1 K. HERRO.....AYE
3 D. STAMSTA.....AYE
5 J. MARCHESE.....AYE
7 J. JESKEWITZ.....AYE
9 P. HAUKOHL.....AYE
11 K. HARENDA.....AYE
13 J. MORRIS.....AYE
15 D. SWAN.....AYE
17 J. BEHREND.....AYE
19 W. MITCHELL.....AYE
21 W. KOLB.....NAY
23 J. TORTOMASI.....AYE
25 K. CUMMINGS.....AYE
27 D. PAULSON.....AYE
29 T. BULLERMANN.....AYE
31 V. STROUD.....AYE
33 D. PAVELKO.....AYE
35 C. SEITZ.....AYE

2 R. THELEN.....AYE
4 R. HUTTON.....AYE
6 D. BROESCH.....AYE
8 J. DWYER.....AYE
10 S. WOLFF.....AYE
12 B. RONCKE.....AYE
14 A. KALLIN.....AYE
16 R. MANKE.....AYE
18 B. MORRIS.....AYE
20 M. KIPP.....AYE
22 G. BRUCE.....
24 B. KRAMER.....AYE
26 S. KLEIN.....AYE
28 P. JASKE.....AYE
30 K. NILSON.....AYE
32 P. GUNDRUM.....
34 R. SINGERT.....AYE

TOTAL AYES-32

TOTAL NAYS-01

CARRIED X

DEFEATED _____

UNANIMOUS _____

TOTAL VOTES-33

ATTACHMENT A

**NOTICE OF PUBLIC HEARING TO
RESIDENTS OF THE VILLAGE OF MENOMONEE FALLS AND
WAUKESHA COUNTY, WISCONSIN**

Notice is hereby given that a representative of the Waukesha County Housing Authority (the "Authority") will hold a public hearing at 9:00 a.m. on October 24, 2005, at 120

Corrina Boulevard, Waukesha, Wisconsin, regarding the proposed issuance by the Authority of revenue bonds pursuant to Sections 59.53(22) and 66.1201 to 66.1211 of the Wisconsin Statutes, as amended, in a maximum principal amount of not to exceed \$6,935,000, on behalf of The Arboretum I Limited Partnership, a Wisconsin limited partnership. The bonds proposed to be issued would refund revenue bonds previously issued by the Authority in 1998 to refund two series of revenue bonds issued by the Authority in 1989 and 1991 to finance the acquisition and construction of phases 1 and 2 (consisting of 179 rental units) of a 257-unit apartment facility for elderly persons known as "The Arboretum", located at W180 N7890 Town Hall Road in the Village of Menomonee Falls, Waukesha County, Wisconsin. Twenty percent of the units in each phase of the facility are set-aside for lower income tenants. The owner of the facility is The Arboretum I Limited Partnership.

The public hearing will be conducted in a manner that provides a reasonable opportunity to be heard for persons with differing views on the facility to be refinanced and the issuance of the revenue bonds described above. Any person desiring to be heard on this matter is required to attend the public hearing or send a representative. Written comments (not exceeding 250 words) to be considered at the hearing may be submitted to the Authority.

Comments made at the hearing are for the consideration of the County Board of Waukesha County, Wisconsin.

/s/David Cappon

Executive Director

Publication Date: October __, 2005.