

**Resolution of the  
Board of Commissioners of the  
Chittenden Solid Waste District**

WHEREAS, the Chittenden Solid Waste District (the “District”) has developed a capital plan in order to enhance the ability to maintain and invest in the public infrastructure serving the District and its businesses and residents; and

WHEREAS, such capital plan includes certain capital improvements related to the planning, constructing, and equipping of a new materials recovery facility (the “Project”); and

WHEREAS, the District has determined that in order to fund the costs of the Project, it will be necessary to finance such capital costs through the issuance of bonds or other long-term indebtedness; and

WHEREAS, Article I, Section 5(j) of the District Charter permits the District to borrow money and issue evidence of indebtedness as provided by Title 24, Chapter 53 of the Vermont Statutes Annotated; and

WHEREAS Article IV, Section 9(d) of the District Charter permits the District to issue bonds or other evidence of long-term indebtedness as provided by Title 24, Chapter 53 of the Vermont Statutes Annotated when authorized by a majority of all the voters present and voting on the question from all the member municipalities at a special meeting held to authorize the same; and

WHEREAS, the District’s Charter provides that District obligations incurred under chapter 53 of Title 24, Vermont Statutes Annotated, shall be the joint obligations of the District and of each member municipality.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the District (the “Board”) has determined pursuant to Chapter IV, Section 9(a) of the District Charter, and Title 24, Chapter 53 of the Vermont Statutes Annotated, that the public interest demands improvements, that the Project is necessary and in furtherance of the public interest, and the cost of financing such Project is too great to be paid out of the ordinary annual income and revenue of the District; and

BE IT FURTHER RESOLVED that the Board hereby requests, pursuant to Chapter IV, Section 9(a) of the District Charter, that a special meeting be called, to be held on November 8, 2022, in order to submit the following question to the qualified voters of the District, and that the following question be placed on the ballot of the such special meeting:

**Approval of General Obligation Bonds for Chittenden Solid Waste District**

“Shall the Board of Commissioners of the Chittenden Solid Waste District be authorized to issue general obligation bonds or notes, in one or more series, in an aggregate principal amount not to exceed Twenty Two Million Dollars (\$22,000,000) for the purpose of (i) funding capital improvements related to the planning, constructing, and equipping of a new materials recovery facility; (ii) funding a debt service reserve fund; and (iii) paying for associated costs of issuance; it being intended that the source of repayment shall be waste management fees and revenues collected by the District and, to the extent necessary, assessments to member municipalities in accordance with the District’s Charter?”

BE IT FURTHER RESOLVED that the form of the warning, attached hereto as Exhibit A, is hereby approved.

**EXHIBIT A**

**WARNING**

**CHITTENDEN SOLID WASTE DISTRICT**

**SPECIAL MEETING – NOVEMBER 8, 2022**

The legal voters of the Chittenden Solid Waste District (the “District”) are hereby notified and warned to meet in a special meeting on November 8, 2022, at the times and polling places hereinafter named, to vote, by Australian ballot, upon a certain article as set forth below, by request of the Board of Commissioners of the District (the “Board”) by resolution duly adopted:

**1. DESCRIPTION OF THE PROJECT**

The Board, at a special meeting held November 8, 2022, has determined that the public interest and necessity require the construction of a new materials recovery facility within the District, as described in more detail below, and that the cost of financing such project is too great to be paid out of the ordinary annual income and revenue of the District.

Object and Purpose of the Project

The District currently owns a materials recovery facility located in Williston, which is operated under contract by Casella Waste Management. In recognition of the much-needed updates and improvements to the materials recovery facility and the increased recycling needs of the District and its residents, the District intends to construct a new materials recovery facility to increase capacity and serve the long-term needs of the District and its residents (the “Project”). The Project is expected to be constructed on land owned by the District.

Estimated Costs of the Project

The estimated cost of the Project is \$26,000,000. A portion of the cost will be paid from funds currently held by the District, and the remainder of such costs will be financed by the District through the issuance of bonds, notes, or other obligations.

Amount of Indebtedness Proposed to be Authorized and Method of Repayment

The Board has resolved that the District issue general obligation bonds, notes, or other obligations, in an aggregate principal amount not to exceed \$22,000,000 and enter into certain long-term contracts for the object and purpose of financing the costs of the Project, costs of issuance, and the funding of any reserves deemed necessary or desirable by the Board (collectively, the Project Financing”).

The maximum principal amount of the District’s general obligation bonds, notes, or other obligations proposed to be authorized for the costs of the Project is \$22,000,000. If authorization is obtained from the voters of the District, the District may issue such general obligation bonds, notes, or indebtedness from time to time and in an aggregate principal amount not to exceed such amount.

The District’s indebtedness under the Project Financing is intended to be repaid from fees and revenues collected from the users of the Project. The Board intends to establish user fees at levels expected to be sufficient to enable the District to make timely payments of all amounts due under the Project Financing, including debt service on District obligations. If, however, the user fees are insufficient to enable the District to make timely payments of all amounts due under the Project Financing, the District will collect the deficiency from assessments to its member municipalities, in accordance with the District’s Charter, which provides that each member municipality shall add such amounts to its budget and assess such tax as is necessary to raise the amount. As provided in the District’s Charter, District obligations incurred under chapter 53 of Title 24, Vermont Statutes Annotated, shall be the joint obligations of the District and of each member municipality.

**2. BALLOT QUESTION**

In accordance with the foregoing, the Board has ordered the following proposition to be submitted to the qualified voters of the District, consisting of the legal voters of the following member municipalities of the District: the cities of Burlington, South Burlington, and Winooski; the towns of Bolton, Charlotte, Colchester, Essex, Hinesburg, Huntington, Jericho, Milton, Richmond, St. George, Shelburne, Underhill, Westford, and Williston; and the Village of Essex Junction:

**I. Approval of General Obligation Bonds for Chittenden Solid Waste District**

*“Shall the Board of Commissioners of the Chittenden Solid Waste District be authorized to issue general obligation bonds or notes, in one or more series, in an aggregate principal amount not to exceed Twenty Two Million Dollars (\$22,000,000) for the purpose of (i) funding capital improvements related to the planning, constructing, and equipping of a new materials recovery facility; (ii) funding a debt service reserve fund; and (iii) paying for associated costs of issuance; it being intended that the source of repayment shall be waste management fees and revenues collected by the District and, to the extent necessary, assessments to member municipalities in accordance with the District’s Charter?”*

**3. POLLING PLACES AND VOTING INFORMATION**

The legal voters of the District shall be entitled to vote at the polling place within the municipality of their residence and within the specific wards or district, if any, as shall be established by the Board of Civil Authority of such municipality. Said Special Meeting shall be held on Tuesday, November 8, 2022, at the following locations, at which polls will be open at the times specified below.<sup>1</sup>

| <b>Member Municipality</b> | <b>Polling Location(s)</b>    | <b>Polls Open/Close</b> |
|----------------------------|-------------------------------|-------------------------|
| Town of Bolton             | Smilie Memorial School        | 7:00 a.m. – 7:00 p.m.   |
| City of Burlington         | Ward 1 – Mater Christi School | 7:00 a.m. – 7:00 p.m.   |

<sup>1</sup> Note: Polling locations and times taken from most recent March 1<sup>st</sup> election—will need to confirm these with each member municipality for November election.

| <b>Member Municipality</b> | <b>Polling Location(s)</b>   | <b>Polls Open/Close</b> |
|----------------------------|--|-------------------------|
|                            | Ward 2 – HO Wheeler School<br>Ward 3 – Lawrence Barnes School<br>Ward 4 – St. Marks Youth Center<br>Ward 5 – Burlington Electric Department<br>Ward 6 – Edmunds Middle School<br>Ward 7 – Robert Miller Community Center<br>Ward 8 – Fletcher Free Library |                         |
| Town of Charlotte          | Charlotte Town Hall  | 7:00 a.m. – 7:00 p.m.   |
| Town of Colchester         | Colchester High School Gymnasium   | 7:00 a.m. – 7:00 p.m.   |
| Town of Essex              | Essex Middle School  | 7:00 a.m. – 7:00 p.m.   |
| Village of Essex Junction  | Essex High School  | 7:00 a.m. – 7:00 p.m.   |
| Town of Hinesburg          | Hinesburg Town Hall  | 7:00 a.m. – 7:00 p.m.   |
| Town of Huntington         | Brewster-Pierce School   |                         |
| Town of Jericho            | Mount Mansfield Union High School  | 7:00 a.m. – 7:00 p.m.   |
| Town of Milton             | Milton Municipal Office Building   | 7:00 a.m. – 7:00 p.m.   |
| Town of Richmond           | Camel’s Hump Middle School   | 7:00 a.m. – 7:00 p.m.   |
| Town of Shelburne          | Town Center Gym  | 7:00 a.m. – 7:00 p.m.   |
| City of South Burlington   | Dist. 7-1 – Orchard School<br>Dist. 7-2, 7-3 – FHT Middle School<br>Dist. 7-4 – Chamberlin School  | 7:00 a.m. – 7:00 p.m.   |
| Town of Underhill          | Underhill Town Hall  | 7:00 a.m. – 7:00 p.m.   |
| Town of Westford           | Westford School  | 7:00 a.m. – 7:00 p.m.   |

| <b>Member Municipality</b> | <b>Polling Location(s)</b> | <b>Polls Open/Close</b> |
|----------------------------|----------------------------|-------------------------|
| Town of Williston          | Williston Armory           | 7:00 a.m. – 7:00 p.m.   |
| City of Winooski           | Winooski Senior Center     | 7:00 a.m. – 7:00 p.m.   |

Dated: \_\_\_\_\_, 2022

By: BOARD OF COMMISSIONERS  
Chittenden Solid Waste District

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Received for record this \_\_\_ day of \_\_\_\_\_, 2022

Attest: \_\_\_\_\_

Secretary  
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