

## **RESOLUTION NO.**

**WHEREAS**, the City of Austin (Issuer) is a home rule city authorized to issue obligations to finance its activities, the interest on which is excludable from gross income for federal income tax purposes (tax-exempt obligations) pursuant to Section 103 of the Internal Revenue Code of 1986, as amended (the Code); and

**WHEREAS**, the Issuer intends to make on or after this date, or has made not more than 60 days before this date, approximately \$24,095,000 in capital expenditures related to projects to be funded by General Obligation Bonds approved by the voters in the November 2012 and November 2013 Special Municipal Elections, (collectively, GO Bond Projects) as follows:

- November 2012 Proposition 12 project expenditures in the amount of \$3,650,000 related to transportation and mobility;
- November 2012 Proposition 14 project expenditures in the amount of \$4,440,000 related to parks and recreation;
- November 2012 Proposition 16 project expenditures in the amount of \$600,000 related to public safety projects;
- November 2012 Proposition 18 project expenditures in the amount of \$1,405,000 related to libraries, museums, and cultural arts facilities; and

- November 2013 Proposition 1 project expenditures in the amount of \$14,000,000 for affordable housing; and

**WHEREAS**, the Issuer expects to make on or after this date, or has made not more than 60 days before this date, capital expenditures in the amount of approximately \$7,900,000 for the renovation of the Women and Children's Shelter and improvements to the New Central Library to be funded by certificates of obligation or other tax exempt debt as lawfully appropriate (collectively, Certificate of Obligation Projects); and

**WHEREAS**, the Issuer expects to make on or after this date, or has made not more than 60 days before this date, expenditures in the amount of approximately \$5,460,000 for Austin Resource Recovery organics program expansion collection vehicles, Public Works Department vehicles and equipment, and Austin Transportation Department vehicles and equipment to be funded by contractual obligations or other tax exempt debt as lawfully appropriate (collectively Contractual Obligation Projects); and

**WHEREAS**, the Issuer intends to expend available moneys for these expenditures; and

**WHEREAS**, the Issuer has concluded that it does not currently desire to issue tax-exempt obligations to finance these expenditures; and

**WHEREAS**, the Issuer finds, considers and declares that the reimbursement of the payment by the Issuer of these capital expenditures will be appropriate and consistent with the lawful objectives of the Issuer and chooses to declare its intention, in accordance with the provisions of Section 1.150-2 of the U.S. Treasury Regulations (Regulations), to reimburse itself for such payments at such time as it issues tax-exempt obligations; and

**WHEREAS**, the Issuer reasonably expects to issue tax-exempt obligations to reimburse itself for capital and equipment expenditures made as described above; **NOW, THEREFORE**,

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:**

The Issuer reasonably expects to reimburse itself for capital expenditures with respect to the GO Bond Projects, the Certificate of Obligation Projects, and the Contractual Obligation Projects paid with funds on hand from the proceeds of the sale of tax exempt obligations to be issued, and this resolution shall constitute a declaration of official intent under the Regulations. The maximum principal amount of the tax exempt obligations expected to be issued for the GO Bond Projects is \$24,095,000, for the Certificate of Obligation Projects is \$7,900,000, and for the Contractual Obligation Projects is \$5,460,000.

**ADOPTED:** \_\_\_\_\_, 2016 **ATTEST:** \_\_\_\_\_

Jannette S. Goodall  
City Clerk