

**RESOLUTION NO. \_\_\_\_\_**

**WHEREAS**, on November 6, 1980, the City of Austin (the “City”) by resolution consented to the creation of Southwest Travis County Municipal Utility District No. 1 (the “Consent Resolution”) and authorized the execution of the Agreement Concerning Creation of Southwest Travis County Municipal Utility District No. 1, as amended (the “Consent Agreement”); and

**WHEREAS**, on October 20, 1995, the Texas Commission on Environmental Quality approved the change in name of the Southwest Travis County Municipal Utility District No. 1 to Shady Hollow Municipal Utility District (the “District”); and

**WHEREAS**, the Consent Agreement was amended on June 24, 2008, authorizing the District to issue bonds in an amount not to exceed \$3,500,000 to finance the purchase and improvement of land, including construction of a Fire/EMS Station (the “Station”); and

**WHEREAS**, on November 16, 2010, the City approved the design and construction of the Station in an administrative site plan; and **WHEREAS**, the Consent Agreement requires that the District obtain the City’s approval to issue and sale bonds; and

**WHEREAS**, the District has requested that the City Council approve the issuance and sale of bonds by the District for the purpose of constructing the Station;

**NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:**

The City Council approves the District’s issuance and sale of “Shady Hollow Municipal Utility District Unlimited Tax Bonds, Series 2011”, in a principal amount not to exceed \$3,500,000 (the “Bonds”); and approves the District’s Order authorizing the issuance of

the Bonds and the Preliminary Official Statement in substantially the draft forms attached as Exhibits A and B, respectively.

**BE IT FURTHER RESOLVED:**

The City Council approves the sale of the Bond by the taking of competitive sealed bids at a price not less than 97% of par and waives any requirement in the Consent Resolution requiring that District bonds, other than refunding bonds, be sold at no less than par.

**BE IT FURTHER RESOLVED:**

The City finds that the issuance of the Bonds as unlimited tax bonds with the additional pledge of surplus revenues available to the District from the lease of the Station after payment of any or all operation and maintenance costs relating to the Station to the payment of the Bonds satisfies the requirement in Article V of the Consent Agreement that all bonds issued by the District shall be combination tax and revenue bonds.

**ADOPTED:** \_\_\_\_\_, 2011 **ATTEST:** \_\_\_\_\_

**Shirley A. Gentry**  
**City Clerk**