

## **RESOLUTION NO.**

### **RESOLUTION DIRECTING PUBLICATION OF NOTICE OF INTENTION TO ISSUE CERTIFICATES OF OBLIGATION**

**WHEREAS**, the City of Austin expects to pay expenditures in connection with the design, planning, acquisition and construction of the projects described in "Exhibit A" to this Resolution prior to the issuance of the Certificates of Obligation described in this Resolution; and

**WHEREAS**, the City Council finds that the reimbursement of the payment by the City of these expenditures will be appropriate and consistent with the lawful objectives of the City and, as such, chooses to declare its intention, in accordance with the provisions of Section 1.150-2 of the U.S. Treasury Regulations, to reimburse itself for these payments at the time it issues the Certificates of Obligation described below; and

**WHEREAS**, Council finds that the meeting at which this Resolution was considered was open to the public, and public notice of the time, place and purpose of the meeting was given, all as required by Chapter 551, Texas Government Code; **NOW, THEREFORE**,

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

Section 1. Council approves the form and substance of "Exhibit A", attached to this Resolution.

Section 2. The City Manager shall cause the notice to be published, in substantially the form attached, in the *Austin American-Statesman*, a newspaper of general circulation in the City of Austin, Texas, for two consecutive weeks, the date of the first publication to be before the thirtieth day before August 25, 2011 the day tentatively proposed for authorizing the issuance of the Certificates of Obligation.

Section 3. The facilities and improvements to be financed with the proceeds from the proposed Certificates of Obligation are to be used for the purposes described in the Notice of Intention.

Section 4. All costs to be reimbursed pursuant to this Resolution will be capital expenditures; the proposed Certificates of Obligation shall be issued within 18 months of the later of (i) the date the expenditures are paid or (ii) the date on which the property, related to the expenditures, is placed in service; and the Certificates of Obligation will not be issued pursuant to this Resolution on a

date that is more than three years after the date any expenditure which is to be reimbursed is paid.

5. Council authorizes the Mayor, City Manager, and City Clerk to take any actions as may be appropriate to carry out the intent of this Resolution.

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

**ATTEST:** \_\_\_\_\_  
Shirley A. Gentry  
City Clerk