

AGENDA

**Recommendation for Council Action****AUSTIN CITY COUNCIL****Regular Meeting: September 12, 2018**Item Number: **008****Budget**

Approve a resolution declaring the City of Austin's official intent to reimburse itself from the proceeds of tax-exempt obligations in an aggregate maximum principal amount of \$70,000,000 for expenditures related to the acquisition and construction of electric utility capital improvement projects.

Lead Department	Austin Energy
Fiscal Note	A fiscal note is attached.
For More Information	Kevin Nobles, AE Interim Budget Director, 512-322-6357; Cesar Benavides, Financial Manager II, 512-322-6389

Additional Backup Information:

U. S. Treasury Regulations require that the City adopt an Official Declaration of Intent to Reimburse. By this action, Council is asked to declare the City's intent to reimburse itself from the issuance of debt obligations in the future for current costs related to acquisition and construction costs for Fiscal Year 2018-2019 Electric Utility Capital Improvement Projects. The City reasonably expects to incur through October 2019, costs relating to these Electric Utility Capital Improvements in an aggregate maximum principal amount of \$70,000,000. The costs will be incurred between October 1, 2018 through October 31, 2019. All costs to be reimbursed will be capital expenditures within the meaning of Section 1.103-18(c)(2)iii of the Treasury Regulations.

A city must have budgeted for and provided a source of funds in order to enter into a contract.

For the City to spend money today, but reimburse itself from the issuance of debt obligations in the future, a reimbursement resolution is required by state and federal law. The resolution must contain certain information to protect the tax-exempt status of the future issuance. The resolution must be passed not more than 60 days after the date that the cost to be reimbursed is paid. Failure to adopt a qualified declaration of official intent will prohibit the City from reimbursing the costs with the proceeds of tax exempt obligations. Reimbursement bonds generally must be issued no later than 18 months after the later of, the date the expenditure was made, or the date that the project, with respect to which the expenditure was made, is placed in service.

FUND	FUND DESCRIPTION
3120	E-Alternate Energy Capital
3220	E-Power Production Capital
3230	E-Transmission Capital
3240	E-Distribution Substations Capital
3250	E-Distribution Capital
3310	E-Support Services Capital