

RESOLUTION 2018

A RESOLUTION OF THE CITY OF NORTH BEND, WASHINGTON, APPOINTING THE DEPUTY CITY ADMINISTRATOR AND/OR FINANCE DIRECTOR FOR THE PURPOSE OF DESIGNATING CERTAIN EXPENDITURES FOR REIMBURSEMENT FROM BONDS THAT MAY BE AUTHORIZED AND APPROVED BY THE CITY FOR ISSUANCE IN THE FUTURE

WHEREAS, the City of North Bend, Washington (the “City”) issues tax-exempt obligations, including bonds, notes, and leases from time to time for the purpose of financing its governmental activities; and

WHEREAS, the City intends to commence work on the NE 6th Street Water Main Replacement Project and 2nd Street Sidewalk Improvements Project (the “Projects”), and intends to reimburse itself for certain expenditures from proceeds of the future bond issue; and

WHEREAS, the United States Department of the Treasury has published regulations (the “Regulations”) governing the ability of the City to use the proceeds of tax-exempt obligations for reimbursement of prior expenditures; and

WHEREAS, the Regulations require that a governmental entity declare its intent to issue tax-exempt bonds to reimburse itself for expenditures made prior to the issuance of such bonds before the expenditures are incurred;

NOW, THEREFORE, BE IT HEREBY RESOLVED BY THE CITY COUNCIL OF THE CITY OF NORTH BEND, WASHINGTON, AS FOLLOWS:

Section 1. Pursuant to U.S. Treasury Regulation Section 1.150-2(e), the City reasonably expects to pay for expenditures described herein with money in its Sewer Fund and expects to reimburse the Water Fund for such expenditures with the proceeds of tax-exempt bonds or other obligations, including but not limited to a tax-exempt line of credit, to be issued by the City (the “Reimbursement Bonds”). The City reasonably expects to spend money in its Water Fund for certain capital expenditures relating to the Projects, including but not limited to architectural and engineering fees, other preliminary expenditures, and construction expenditures.

Section 2. The City Council hereby appoints and designates the Deputy City Administrator and/or Finance Director (the “Authorized Representative”) as the official responsible for issuing statements of official intent in compliance with Treasury Regulation Section 1.150-2. Upon a determination by the Authorized Representative that the costs of a particular capital project may be reimbursed from the proceeds of tax-exempt obligations of the City, the Authorized Representative is authorized and directed to execute a certificate of official intent, substantially in

the form attached hereto as Exhibit A. Each certificate so executed shall become a part of the official records of the City available for public inspection and review.

Section 3. The maximum principal dollar amount of Reimbursement Bonds expected to be issued for the Projects described in Section 1 is \$4,000,000.

Section 4. The adoption of this resolution shall not obligate the City to issue Reimbursement Bonds. The issuance of the Reimbursement Bonds shall require separate and additional official approval by the City Council.

ADOPTED BY THE CITY COUNCIL OF THE CITY OF NORTH BEND, WASHINGTON, AT A REGULAR MEETING THEREOF, THIS 19TH DAY OF APRIL, 2022.

CITY OF NORTH BEND:

APPROVED AS TO FORM:

Rob McFarland, Mayor

Pacifica Law Group LLP, Bond Counsel

ATTEST/AUTHENTICATED:

Effective: April 19, 2022
Posted: April 20, 2022

Susie Oppedal, City Clerk

EXHIBIT A

FORM OF OFFICIAL INTENT CERTIFICATE

Pursuant to Resolution No. 2018 of the City of North Bend, Washington (the “City”), the undersigned, Deputy City Administrator of the City hereby states as follows:

Section 1. The City reasonably expects to reimburse the expenditures described herein with the proceeds of debt to be incurred by the City (the “Reimbursement Bonds”).

Section 2. The maximum principal amount of Reimbursement Bonds expected to be issued is \$4,000,000.

Section 3. The expenditures with respect to which the City reasonably expects to be reimbursed from the proceeds of Reimbursement Bonds will be made from the City’s Water Fund for project costs related to the City’s NE 6th Street Watermain Replacement Project and 2nd Street Sidewalk Improvements Project.

Dated this ____ day of _____, 2022.

Deputy City Administrator