

RESOLUTION NO. 2024-____

**RESOLUTION AUTHORIZING PUBLICATION AND POSTING OF
NOTICE OF INTENTION TO ISSUE CERTIFICATES OF OBLIGATION
TO FINANCE VARIOUS CAPITAL IMPROVEMENTS**

**THE STATE OF TEXAS
COUNTY OF BANDERA
CITY OF BANDERA**

**§
§
§**

WHEREAS, the City Council of the **CITY OF BANDERA, TEXAS** (the "**City**") has determined that it is necessary and desirable to finance all or a portion of the City's contractual obligations incurred for the purpose constructing, acquiring, equipping, and improving, wastewater system improvements (the "**Project**"), and for paying all or a portion of the legal, fiscal and engineering fees in connection with the Project and the costs of issuance related to the Certificates; and

WHEREAS, the City Council of the City intends to finance the Project from proceeds derived from the sale of one or more series of Combination Tax and Revenue Certificates of Obligation issued by the City pursuant to Sections 271.041 - 271.064, Texas Local Government Code, as amended; and

WHEREAS, pursuant to Section 271.049, Texas Local Government Code, the City Council deems it advisable to give notice of intention to issue certificates of obligation in an amount not to exceed an aggregate of \$3,000,000 for the purpose of paying, in whole or in part, the Project, to pay all or a portion of the legal, fiscal and engineering fees in connection with the Project, and to pay the costs of issuance related to the certificates of obligation; and

WHEREAS, it is hereby officially found and determined that the meeting at which this resolution was passed was open to the public, and public notice of the time, place and purpose of said meeting was given, all as required by Chapter 551, Texas Government Code;

THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BANDERA, TEXAS:

SECTION 1. APPROVAL OF NOTICE OF INTENTION. Attached hereto as *Exhibit A* is a form of the *Notice of Intention to Issue Combination Tax and Revenue Certificates of Obligation* (the "**Notice**"), the form and substance of which is hereby adopted and approved. The City Administrator, the City Treasurer, and the City Secretary of the City are each authorized to make changes to the Notice as necessary prior to its publication and posting as described in Sections 2 and 3 below.

SECTION 2. PUBLICATION OF NOTICE OF INTENTION IN NEWSPAPER. The City Secretary shall cause the Notice to be published in substantially the form attached hereto in a newspaper, as defined by Subchapter C, Chapter 2051, Government Code, that is of general circulation in the area of the City, on the same day in each of two consecutive weeks, the date of the first publication thereof to be at least 46 days before the date tentatively set for the passage of the ordinance authorizing the issuance of such certificates of obligation as shown in the Notice.

SECTION 3. POSTING OF NOTICE OF INTENTION ON CITY'S WEBSITE. The City Secretary shall further cause the Notice to be posted on the City's internet website beginning at least 45 days before, and continuing through, the date tentatively set for the passage of the ordinance authorizing the issuance of such certificates of obligation as shown in the Notice.

SECTION 4. INCORPORATION OF RECITALS. The City Council hereby finds that the statements set forth in the recitals of this Resolution are true and correct, and the City Council hereby incorporates such recitals as a part of this Resolution.

SECTION 5. EFFECTIVE DATE. This Resolution shall become effective immediately upon passage.

[The remainder of this page intentionally left blank]

***PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF BANDERA,
TEXAS AT A REGULAR MEETING HELD ON THE 24th DAY OF SEPTEMBER, 2024.***

By: _____
Mayor
City of Bandera, Texas

Attest:

City Secretary
City of Bandera, Texas

(Seal)

EXHIBIT A

CITY OF BANDERA, TEXAS NOTICE OF INTENTION TO ISSUE COMBINATION TAX AND REVENUE CERTIFICATES OF OBLIGATION

The City Council of the City of Bandera, Texas (the "City") does hereby give notice of intention to issue one or more series of *City of Bandera, Texas Combination Tax and Revenue Certificates of Obligation* (the "Certificates") in the maximum aggregate principal amount not to exceed \$3,000,000 for the purpose of paying, in whole or in part, contractual obligations for constructing, acquiring, equipping, and improving, wastewater system improvements (the "Project"), and for paying all or a portion of the legal, fiscal and engineering fees in connection with the Project and the costs of issuance related to the Certificates. The City proposes to provide for the payment of the Certificates from the levy and collection of ad valorem taxes in the City as provided by law and from a lien on and pledge of "Surplus Revenues," if any, received by the City from the ownership and operation of the City's municipal waterworks and sewer system. The current principal of all currently outstanding debt obligations of the City is \$5,437,000, the combined principal and interest required to pay all currently outstanding debt obligations of the City on time and in full is \$6,262,665, the estimated combined principal and interest required to pay the proposed Certificates on time and in full is \$3,000,000, the maximum interest rate for the proposed Certificates may not exceed the maximum legal rate, and the maximum maturity date of the proposed Certificates is February 1, 2054. For more information, please contact the City Administrator. The City Council proposes to authorize the issuance of the Certificates at 6:00 p.m. on November 26, 2024, at a Regular Meeting to be held at the City Hall, located at 511 Main St., Bandera, Texas 78003.

/s/

Mayor, City of Bandera, Texas

CERTIFICATE FOR RESOLUTION

THE STATE OF TEXAS
COUNTY BANDERA
CITY OF BANDERA

§
§
§

I, the undersigned City Secretary of the **CITY OF BANDERA, TEXAS** (the "**City**"), hereby certify as follows:

1. The City Council of the City (the "**City Council**") convened in Regular Meeting on September 24, 2024 at the designated meeting place (the "**Meeting**"), and the roll was called of the duly constituted officers and members of the City Council, to wit:

Rebeca Gibson, Mayor
Tony Battle, Mayor Pro Tem
Debbie Breen
Jeff Flowers
Brett Hicks
Lynn Palmer

and all of said officers and members of the City Council were present, except the following absentees: _____, thus constituting a quorum. Whereupon, among other business, the following was transacted at the Meeting: a written Resolution (the "**Resolution**") entitled

RESOLUTION AUTHORIZING PUBLICATION AND POSTING OF NOTICE OF INTENTION TO ISSUE CERTIFICATES OF OBLIGATION TO FINANCE VARIOUS CAPITAL IMPROVEMENTS

was duly introduced for the consideration of the City Council. It was then duly moved and seconded that the Resolution be adopted; and, after due discussion, said motion carrying with it the adoption of the Resolution, prevailed and carried by the following vote:

AYES: _____ NOES: _____ ABSTENTIONS: _____

2. A true, full and correct copy of the Resolution adopted at the Meeting described in the above and foregoing paragraph is attached to and follows this Certificate; the Resolution will be duly recorded in the City Council's minutes of the Meeting; the persons named in the above and foregoing paragraph are the duly chosen, qualified and acting officers and members of the City Council as indicated therein; each of the officers and members of the City Council was duly and sufficiently notified officially and personally, in advance, of the time, place and purpose of the Meeting, and that the Resolution would be introduced and considered for passage at the Meeting, and each of said officers and members consented, in advance, to the holding of the Meeting for such purpose; and the Meeting 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.

SIGNED AND SEALED the 24th day of September, 2024.

(SEAL)

City Secretary, City of Bandera, Texas