

Summary - a resolution authorizing the officers and staff of the City to arrange for the sale of general obligation (additionally secured by pledged revenues) sewer refunding bonds.

RESOLUTION NO. 24-7-12

A RESOLUTION AUTHORIZING THE OFFICERS AND STAFF OF THE CITY TO ARRANGE FOR THE SALE OF SEWER REFUNDING BONDS FOR THE CITY OF FALLON, NEVADA; AND PROVIDING OTHER DETAILS IN CONNECTION THEREWITH.

WHEREAS, the City Council (the “Council”) of the City of Fallon, Nevada (the “City,” and the “State,” respectively), has previously issued the City of Fallon, Nevada, General Obligation (Limited Tax) Sewer Improvement and Refunding Bonds (Additionally Secured by Pledged Revenues), Series 2015B (the “Refunded Bonds”); and

WHEREAS, the Council proposes to issue general obligation (additionally secured by pledged revenues) sewer refunding bonds (the “Bonds”) to refund, pay and discharge all or any part of the Refunded Bonds (the “Refunding Project”).

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FALLON, NEVADA:

Section 1. This resolution shall be known and may be cited by the short title “2024 Sewer Bond Sale Resolution.”

Section 2. The officers and staff of the City are hereby authorized to arrange for the issuance and sale of the Bonds in a total principal amount necessary to effect the Refunding Project in accordance with NRS 350.500 to 350.720, inclusive (the “Bond Act”).

Section 3. The officers and staff of the City are authorized to specify the terms of the Bonds, the method of their sale, the final principal amount of the Bonds (not to exceed the amount needed to effect the Refunding Project), the terms of their repayment and security, and other details of the Bonds; and arrange for the sale of the Bonds, subject to NRS 268.672 to 268.740, inclusive (the “Project Act”), the Bond Act, and ratification by the Council by the adoption of a bond ordinance specifying the Bond terms and details and approving their sale (the “Ordinance”).

Section 4. The officers and staff of the City are hereby authorized to take all action necessary or appropriate to effectuate the provisions of this resolution, including without limitation: (a) assembling of financial and other information concerning the City, the Refunding Project, and the Bonds, (b) if deemed appropriate by the officers and staff of the City, assisting in preparing and circulating a preliminary official statement or other offering document, a notice of bond sale for the Bonds, in the forms specified by the officers and staff of the City; and (c) if deemed appropriate by the officers and staff of the City, requesting the State to purchase the Bonds pursuant to one or more of its programs. If applicable, the officers and staff of the City is authorized to deem the preliminary official statement or other offering document to be a “final” official statement on behalf of the City for the purposes of Rule 15c2-12 of the Securities and Exchange Commission.

Section 5. The City is hereby authorized to engage, be represented by and rely on the advice of JNA Consulting Group, LLC, an independent registered municipal advisor, to advise the City

on the issuance of the Bonds. The Council intends that this statement constitutes the “required representation” for purposes of the “represented by an independent registered municipal advisor” exemption set forth in SEC Rule 15Ba1-1(d)(3).

Section 6. The City is hereby authorized to engage Stradling Yocca Carlson & Rauth LLP as bond counsel to the City in connection with the issuance of the Bonds. If applicable, the City is authorized to engage Stradling Yocca Carlson & Rauth LLP as special counsel to the City in connection with the official statement or other offering document relating to the issuance of the Bonds.

Section 7. All resolutions, or part thereof, in conflict herewith are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed to revive any resolution or part of any resolution heretofore repealed.

Section 8. If any section, paragraph, clause or other provision of this resolution shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or other provision shall not affect any of the remaining provisions of this resolution.

Section 9. The Council has determined, and does hereby declare, that this resolution shall be in effect immediately after its passage in accordance with law.

**PASSED AND ADOPTED AND APPROVED BY AN AFFIRMATIVE VOTE
OF A MAJORITY OF THE MEMBERS OF THE CITY COUNCIL OF THE CITY OF
FALLON, NEVADA THIS JULY 16, 2024.**

Mayor

(SEAL)

Attest:

City Clerk

Approved as to Form

By: _____
City Attorney

STATE OF NEVADA)
)
COUNTY OF CHURCHILL) ss.
)
CITY OF FALLON)

I, _____, the duly chosen, qualified and acting City Clerk and Treasurer of the City of Fallon (herein “City”), Nevada do hereby certify:

1. The foregoing pages constitute a true, correct, complete and compared copy of a resolution adopted by the City Council of the City (the “Council”) at a meeting held on July 16, 2024.

2. The adoption of the resolution was duly moved and seconded and the resolution was adopted by an affirmative vote of a majority of the members of Council as follows:

Those Voting Aye:

Kelly Frost
Karla Kent
Paul Harmon

Those Voting Nay:

Those Absent:

3. The original of the resolution has been approved and authenticated by the signatures of the Mayor of the City and myself as City Clerk and Treasurer and has been recorded in the regular official record of the Council kept for that purpose in my office, which record has been duly signed by the officers and properly sealed.

4. The members of the Council voted on the final passage of the ordinance as set forth following the resolution.

5. All members of the Council were given due and proper notice of the meeting held on July 16, 2024.

6. Public notice of such meeting was given and such meeting was held and conducted in full compliance with the provisions of NRS 241.020.

7. Prior to 9:00 a.m. at least 3 working days before such meeting, such notice was mailed to each person, if any, who has requested notices of meetings of the Council in compliance

with NRS 241.020(3)(b) by United States Mail, or if feasible and agreed to by the requestor, by electronic mail.

8. A copy of such notice so given of the meeting of the Council on July 16, 2024 is attached to this certificate as Exhibit "A."

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the City this July 16, 2024.

City Clerk

(SEAL)

EXHIBIT "A"

(Attach Copy of Notice of Meeting)