

**CITY OF KERRVILLE, TEXAS
RESOLUTION NO. 06-2023**

A RESOLUTION EXPRESSING OFFICIAL INTENT TO REIMBURSE CERTAIN PROJECT COSTS FROM OBLIGATIONS TO BE ISSUED BY THE CITY OF KERRVILLE, TEXAS, AUTHORIZING CERTAIN CONSULTANTS TO PREPARE DOCUMENTS AND TAKE ACTIONS NECESSARY IN RELATION TO THE ISSUANCE OF SUCH OBLIGATIONS; AND AUTHORIZING OTHER MATTERS RELATED THERETO

WHEREAS, the City Council of the City of Kerrville, Texas (the "City") deems it necessary and appropriate to issue a series of revenue bonds to finance improvements to the City's water and wastewater system (the "Projects"); and

WHEREAS, in relation thereto, the City deems it advisable to engage its financial advisor (Hilltop Securities, Inc.) and Bond Counsel (McCall, Parkhurst & Horton, L.L.P.) to advise the City, prepare necessary documentation, and take any other actions deemed necessary in relation to the issuance of said revenue bonds; and

WHEREAS, the City expects that it will pay expenditures in connection with the Projects prior to the issuance of obligations to finance the Projects; and

WHEREAS, the City finds, considers, and declares that the reimbursement of the City for the payment of such 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 Treasury Regulations, to reimburse itself for such payments at such time as it issues obligations to finance the Projects; and

WHEREAS, it is hereby officially found and determined that the meeting at which this Resolution was adopted 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, as amended;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF KERRVILLE, KERR COUNTY, TEXAS:

SECTION ONE. EXPECTATION TO INCUR DEBT. The City reasonably expects to incur debt, as one or more series of obligations, with an aggregate maximum principal amount not to exceed **\$12,500,000**, the proceeds of which are expected to be used for the purpose of paying the costs of the Projects.

SECTION TWO. REIMBURSEMENT OF PRIOR EXPENDITURES. All costs to be reimbursed pursuant hereto will be capital expenditures within the meaning of Section 1.150-2 of the Treasury Regulations. No tax-exempt obligations will be issued by the City in furtherance of this Resolution after a date which is later than 18 months after the later of (1) the date the expenditures are paid, or (2) the date on which the property, with respect to which such expenditures were made, is placed in service.

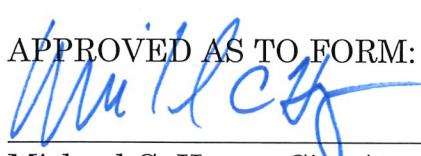
SECTION THREE. THREE-YEAR LIMITATION FOR REIMBURSEMENT. The foregoing notwithstanding, no tax-exempt obligation will be issued pursuant to this Resolution more than three years after the date any expenditure which is to be reimbursed is paid.

SECTION FOUR. ENGAGEMENT OF CONSULTANTS. The City's financial advisor (Hilltop Securities, Inc.) and bond counsel (McCall, Parkhurst & Horton, L.L.P.) are hereby authorized to prepare all documents and take any action necessary in relation to the issuance of the revenue bonds expected to be issued to finance the Projects.

SECTION FIVE. PUBLIC RECORD. The City Council directs that this Resolution shall be maintained as a public record available for inspection by all persons in accordance with the provisions of Chapter 552, Texas Government Code.

PASSED AND APPROVED ON this the 24 day of January,
A.D., 2023.

APPROVED AS TO FORM:



Michael C. Hayes, City Attorney



Judy Eychner, Mayor

ATTEST:



Shelley McElhannon, City Clerk

CERTIFICATE FOR RESOLUTION

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

1. The City Council of the City (the "*City Council*") convened in Regular Meeting on January 24, 2023 (the "*Meeting*"), at the City Hall, and the roll was called of the duly constituted officers and members of the City Council, to wit:

Judy Eychner, Mayor
Roman Garcia, Councilmember, Place One
Kim Clarkson, Councilmember, Place Two and Mayor Pro-Tem
Joe Herring, Jr., Councilmember, Place Three
Brenda Hughes, Place Four,

and all of the 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 entitled

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(the "*Resolution*") 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: 5 NOES: ∅ ABSTENTIONS: ∅

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 has been duly recorded in the City Council's minutes of the Meeting; the above and foregoing paragraph is a true, full and correct excerpt from the City Council's minutes of the Meeting pertaining to the passage of the Resolution; 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; 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 January, 2023.

(City Seal)

A blue ink signature of the name "Quillyn Johnson".

City Secretary, City of Kerrville, Texas