

RESOLUTION NO. _____

A RESOLUTION CONCERNING THE FINANCING OF SEWERAGE PROJECTS FOR THE CITY OF RENO; DIRECTING THE DIRECTOR OF FINANCE TO APPLY FOR A LOAN FROM THE STATE OF NEVADA'S CLEAN WATER STATE REVOLVING LOAN FUND THROUGH THE PURCHASE OF THE CITY'S GENERAL OBLIGATION SEWER BONDS ADDITIONALLY SECURED BY PLEDGED REVENUES IN THE MAXIMUM PRINCIPAL AMOUNT OF \$45,000,000; PROVIDING CERTAIN DETAILS IN CONNECTION THEREWITH; AND PROVIDING THE EFFECTIVE DATE HEREOF.

WHEREAS, the City of Reno in the State of Nevada (the "City" and "State," respectively) is a political subdivision of the State duly organized and operating as a city under the provisions of an act entitled "AN ACT incorporating the City of Reno, in Washoe County, Nevada, and defining the boundaries thereof, under a new charter, and providing other matters properly relating thereto," cited as Chapter 662, Statutes of Nevada 1971, and all laws amendatory thereof (the "Charter"); and

WHEREAS, the Charter and Nevada Revised Statutes ("NRS") 268.672 to 268.740, inclusive (the "City Bond Law"), provide that the City may borrow money to acquire, improve, equip and maintain a sewerage project as defined in NRS 268.714 (the "Project") and for such purpose may issue bonds or other securities pursuant to the Local Government Securities Law (being cited as NRS 350.500 through 350.720 (the "Bond Act")), and the City Council (the "Council") hereby determines and declares that the Project is a municipal purpose within the meaning of the provisions; and

WHEREAS, the Council pursuant to NRS 350.020(3) (subject to the approval of the proposal to issue general obligation bonds by the Washoe County Debt Management Commission), proposes to issue general obligation sewer bonds additionally secured by a pledge of the net revenues of the City's municipal sanitary sewer system (the "Bonds") of which the Project is a part (the "Pledged Revenues"); and

WHEREAS, the Council proposes to incur the Bonds (subject to the approval of the proposal to issue general obligation bonds by the Washoe County Debt Management Commission) without an election unless a petition signed by the requisite number of registered

voters of the City is presented to the Council requiring the Council to submit to the qualified electors of the City for their approval or disapproval, the following proposal (the "Proposal"):

**GENERAL OBLIGATION SEWER BONDS
(ADDITIONALLY SECURED BY PLEDGED REVENUES)
PROPOSAL:**

Shall the City Council of the City of Reno, Nevada, be authorized to incur a general obligation indebtedness (additionally secured by pledged revenues) on behalf of the City by the issuance at one time, or from time to time, of the City's general obligation sewer bonds, in one series or more, in the aggregate principal amount of not exceeding \$45,000,000 for the purpose of acquiring, improving, equipping and maintaining a sewerage project as defined in NRS 268.714, such bonds to mature commencing not later than five (5) years from the date or respective dates of the bonds and ending not later than thirty (30) years therefrom, payable from general (ad valorem) taxes (except to the extent pledged revenues and other monies are available therefor), and to be issued and sold at, above, or below par at an effective interest rate including any sale discount, as shall be determined at the time of the sale thereof, not exceeding the statutory maximum rate, if any, in effect at the time bonds are sold and otherwise to be issued in such manner, upon such terms and conditions, with such covenants and agreements, and with such other detail as the Council may determine, including at its option but not necessarily limited to provisions for the redemption of bonds prior to maturity without or with the payment of a premium?

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

Section 1. All action, proceedings, matters and things heretofore taken, had and done by the Council, and the officers thereof (not inconsistent with the provisions of this resolution) directed toward the Proposal, the Project, and the financings thereof be, and the same hereby are, ratified, approved and confirmed.

Section 2. The Council intends to move forward with the Project in accordance with the Charter and the City Bond Law. The Council directs the City's Director of Finance or designee to apply for a loan through the purchase of the Bonds from the Clean Water State Revolving Loan Fund of the Nevada State Department of Conservation & Natural Resources acting by and through the Nevada Division of Environmental Protection (the

"Division") in the maximum principal amount of \$45,000,000. The Council directs the City's Director of Finance or designee to negotiate the terms of the loan contract with the Division. Upon negotiations satisfactory to the City's Director of Finance or designee and subject to the approval of the loan contract by the Council, the Council authorizes the City's Director of Finance to sign the loan contract.

Section 3. In order to permit the City to reimburse itself for prior expenditures relating to the Project with the proceeds of the Bonds, in one or more series, the Council hereby determines and declares as follows:

(a) The City reasonably expects to incur expenditures with respect to the Project prior to the issuance of the Bonds for financing the Project and to reimburse those expenditures from the issuance of the Bonds; and

(b) The maximum principal amount of the Bonds expected to be issued to reimburse such expenditures is \$45,000,000.

This resolution is intended to be a declaration of "official intent" to reimburse expenditures within the meaning of Treasury Regulation Section 1.150-2.

Section 4. The officers of the City are hereby authorized and directed to take all action necessary or appropriate to effectuate the provisions of this resolution.

Section 5. All resolutions, or parts thereof, in conflict with the provisions of this resolution, are hereby repealed to the extent only of such inconsistency. This repealer shall not be constructed to revive any resolution, or part thereof, heretofore repealed.

Section 6. 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 7. This resolution shall become effective and be in force immediately upon its adoption.

Passed and adopted July 27, 2022.

(SEAL)

Hillary Schieve, Mayor
City of Reno

Attest:

Mikki Huntsman, City Clerk

STATE OF NEVADA)
) ss.
CITY OF RENO)

A. I am the duly chosen and qualified City Clerk of the City of Reno (herein "City"), Nevada, and in the performance of my duties as Clerk do hereby certify:

1. The foregoing pages constitute a true, correct and compared copy of a resolution passed and adopted by the City Council at a meeting held on July 27, 2022. The original of such resolution has been approved and authenticated by the signature of the Mayor and myself as Clerk, and has been recorded in the minutes of the Council kept for that purpose in my office, which record has been duly signed by such officers and properly sealed.

2. The members of the City Council were present at the meeting on July 27, 2022 and voted on the passage of the resolution as follows:

Those Voting Aye:

Those Voting Nay:

Those Abstaining:

Those Absent:

B. The undersigned representative of the City Manager's Office does hereby certify:

1. All members of the Council were given due and proper notice of the meeting held on July 27, 2022.

2. Public notice of such meeting was given and such meeting was held and conducted in full compliance with the provisions of NRS 241.020. A copy of the notice of meeting (attached hereto as Exhibit A) containing the time, place, location and an excerpt from the agenda for the meeting relating to the resolution, as posted at least 3 working days in advance of the meeting in accordance with the provisions of NRS 241.020.

3. At least 3 working days before such meeting, such notice was sent to each member of the Council and to each person, if any, who has requested notice of meetings of the Council in the same manner in which notice is required to be sent to a member of the Council.

IN WITNESS WHEREOF, I have hereunto set my hand on July 27, 2022.

City Clerk

IN WITNESS WHEREOF, I have hereunto set my hand on July 27, 2022.

Representative City Manager's Office

EXHIBIT A

(Attach Copy of Notice of Meeting)