



Huntsville, Alabama

308 Fountain Circle
Huntsville, AL 35801

Cover Memo

Meeting Type: City Council Regular Meeting **Meeting Date:** 3/9/2023

File ID: TMP-2660

Department: Finance

Subject:

Type of Action: Approval/Action

Resolution authorizing a portion of the proceeds of certain future borrowings to reimburse the 1990 Capital Projects Fund of the City for expenditures incurred prior to borrowing issuance.

Type of Document: Resolution No.

Finance Information:

Account Number: TBD

City Cost Amount: \$ N/A

Total Cost: \$ N/A

Special Circumstances:

Grant Funded: \$ N/A

Grant Title - CFDA or granting Agency: N/A

Resolution #: N/A

Location: (list below)

Address: N/A

District: District 1 District 2 District 3 District 4 District 5

Additional Comments:

RESOLUTION NO. 23_____

BE IT RESOLVED by the City Council (the "Council") of the City of Huntsville, Alabama (the "City") as follows:

Section 1. Findings. The Council hereby finds that the following facts are true and correct:

(a) It is necessary, desirable, and in the public interest that the City finance the costs of acquiring land and other real property (collectively, the "Real Property") and designing, developing, constructing, acquiring, installing, and equipping various public capital improvements in the City including, without limitation (i) expansion and renovations of various City buildings and facilities, (ii) the acquisition of real property for public safety and other City purposes, (iii) development of public park and public space improvements, and (iv) public roadway, parking, utility and other public infrastructure improvements (collectively with the Real Property, the "2023 Public Improvements") and

(b) It is expected that the City will issue one or more series of tax-exempt general obligation warrants (collectively, the "Warrants"), expected to aggregate not more than approximately \$60,000,000 in principal amount, to pay the costs of the 2023 Public Improvements and

(c) The City expects to incur certain costs to be paid out of its 1990 Capital Fund (the City fund that provides for payment of certain long-term improvements in the City) in connection with the acquisition, design, development, construction, installation, and equipping of the 2023 Public Improvements prior to the issuance of the Warrants, and it is intended that the City allocate proceeds of the Warrants to reimburse the City for certain of the costs incurred in connection with acquiring, designing, developing, constructing, installing and equipping the 2023 Public Improvements paid prior to the issuance of the Warrants.

Section 2. Designation. The City does hereby declare the intention that there be allocated a portion of the proceeds of the Warrants to reimburse the City for expenditures incurred after the date that is no more than sixty (60) days prior to the date of the adoption of this resolution, but prior to the issuance of the Warrants, in connection with the acquisition, design, development, construction, installation and equipping of the 2022 Sewer System Improvements. This resolution is being adopted pursuant to the requirements of the Internal Revenue Code of 1986, as amended, and Treasury Regulations Section 1.150-2(e) promulgated thereunder.

ADOPTED this the 9th day of March, 2023.

President of the City Council of
the City of Huntsville, Alabama

APPROVED this the 9th day of March, 2023.

Mayor of the City of
Huntsville, Alabama