

Date June 11, 2012

RESOLUTION DECLARING AN OFFICIAL INTENT UNDER TREASURY REGULATION 1.150-2 TO ISSUE DEBT TO REIMBURSE THE DES MOINES STORMWATER MANAGEMENT UTILITY FOR CERTAIN ORIGINAL EXPENDITURES PAID IN CONNECTION WITH PROPOSED PROJECTS

WHEREAS, the City of Des Moines Stormwater Management Utility has planned Capital Improvement Projects, some of which are planned to be funded by the issuance of General Obligation Bonds; and

WHEREAS, construction has commenced on the City-Wide Stormwater Projects and planning has begun on the Des Moines River Flood Mitigation and Storm Water Pump Station Rehabilitation projects all planned to be funded all or in part from the issuance of debt (the "Projects"); and

WHEREAS, debt has not been issued for these projects planned in the adopted Capital Improvements Plan of the City; and

WHEREAS, a Reimbursement Resolution will allow the City to make expenditures now with cash in-hand and reimburse itself at a later date with the issuance of debt; and

WHEREAS, this declaration of official intent is considered to be consistent with the budget and financial circumstances of the Des Moines Stormwater Management Utility Fund.

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, AS FOLLOWS:

Section 1. That this Resolution be and does hereby serve as a declaration of official intent under Treasury Regulation 1.150-2.

Section 2. That it is reasonably expected that capital expenditures have or will be made in respect of the forgoing Projects from the Stormwater Management Utility Fund, from time to time and in such amounts as the City Council determines to be necessary or desirable under the circumstances then and there existing.

Section 3. That it is reasonably expected that all or a portion of the foregoing expenditures will be reimbursed with the proceeds of bonds, notes, or other indebtedness to be issued or incurred by the City of Des Moines in the future.

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Section 4. That the total estimated costs of the Projects, the maximum principal amount of the bonds, notes or other indebtedness to be issued for the Projects and the estimated date of completion of the Projects are reasonably expected to be as follows:

Project	Total Estimated Cost	Amount of Borrowing Anticipated	Estimated Date of Completion/Payment
City-Wide Storm Water Projects	\$1,200,000	\$1,000,000	06/30/2013
Des Moines River Flood Mitigation Improvements	\$9,000,000	\$9,000,000	06/30/2013
Storm Water Pump Station Rehabilitation	\$1,100,000	\$ 650,000	06/30/2013


Section 5. That it is reasonably expected that the above mentioned Project costs will be reimbursed not later than eighteen months after capital expenditures are paid or eighteen months after the property is placed in service, but in no event later than three years after the original expenditure is made.

Section 6. That this Resolution be maintained by the City Clerk and available at all times for public inspection, subject to such revisions as may be necessary.

Moved by \_\_\_\_\_ to adopt.

APPROVED AS TO FORM:

(Council Communication No. 12.273 )

  
Lawrence R. McDowell  
Deputy City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
GRIESS				
HENSLEY				
MAHAFFEY				
MEYER				
MOORE				
TOTAL				

MOTION CARRIED

APPROVED

\_\_\_\_\_  
Mayor

**CERTIFICATE**

I, DIANE RAUH, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among other proceedings the above was adopted.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

\_\_\_\_\_  
City Clerk