

RESOLUTION NO. 26 - 05

By: Matthew Lampke

A RESOLUTION TO AUTHORIZE THE USE OF A PORTION OF THE PROCEEDS OF BONDS OR BOND ANTICIPATION NOTES OF THE CITY, IN THE PRINCIPAL AMOUNT OF NOT TO EXCEED \$1,500,000 FOR THE PURPOSE OF RENOVATING, IMPROVING AND REHABILITATING THE MUNICIPAL SWIMMING POOL, WITH RELATED FACILITIES AND APPURTENANCES, TO REIMBURSE THE CITY'S GENERAL FUND, SWIMMING POOL FUND, CAPITAL IMPROVEMENT FUND, OR OTHER CITY FUND FOR MONEYS PREVIOUSLY ADVANCED FOR SUCH PURPOSE.

WHEREAS, this Council has determined that the municipal swimming pool should be replaced, and it desires to commence immediately the procedures necessary to plan, design, finance and construct a new pool; and

WHEREAS, the City may advance costs for the above-referenced purpose (the "Project") from its General Fund, Swimming Pool Fund, Capital Improvement Fund, or other City fund on hand; and

WHEREAS, the City desires to reimburse any such costs with a portion of the proceeds of any bonds or bond anticipation notes hereafter to be issued (the "Obligations");

NOW, THEREFORE, THE COUNCIL OF THE CITY OF BEXLEY HEREBY RESOLVES:

Section 1. That the City intends that this resolution shall constitute an "official intent" for purposes of Section 1.150-2(e) of the Treasury Regulations prescribed under the Internal Revenue Code of 1986, as amended, and declares its intention to use a portion of the proceeds of any Obligations to reimburse the City for expenses of the Project advanced from its General Fund, Swimming Pool Fund, Capital Improvement Fund, or other City fund on hand.

Section 2. That it is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this resolution were taken in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public in compliance with all legal requirements.

Section 3. That this Resolution shall be in full force and effect from and after the earliest period allowed by law.

Mr. McClelland seconded the motion and, after discussion, a roll call vote was taken and the results were:

Ayes: Mr. Kampke, Ms. MacMurray, Mr. Massen, Mr. McClelland  
Mr. Morrison, Mr. Weber, Mr. Rohyans  
Nays: Ø

The resolution passed.

Passed: 12-13, 2005

John B. Paly  
President of Council

Attest: [Signature]  
Clerk of Council

Approved: 12/13, 2005

[Signature]  
David H. Madison, Mayor

CERTIFICATE

The undersigned Clerk of Council of the City of Bexley, Ohio hereby certifies that the foregoing is a true copy of a resolution duly passed by the City Council of said City on Dec. 13<sup>th</sup>, 2005.

11-15-05 First Reading  
11-22-05 Second Reading  
12-13-05 Third Reading - Passed

[Signature]  
Clerk of Council  
City of Bexley, Ohio