

FINAL

RESOLUTION AUTHORIZING THE CITY MANAGER TO TAKE ACTIONS NECESSARY TO APPROVE THE ISSUANCE OF REFUNDING BONDS DESIGNATED AS LAVACA-NAVIDAD RIVER AUTHORITY WATER SUPPLY CONTRACT REVENUE REFUNDING BONDS, TAXABLE SERIES 2014 (LAKE TEXANA PROJECT); AND OTHER MATTERS IN CONNECTION THEREWITH

WHEREAS, the authorized representative of the City of Corpus Christi, Texas (the "City") shall approve the issuance of bonds by the Lavaca-Navidad River Authority (the "LNRA") designated as "Lavaca-Navidad River Authority Water Supply Contract Revenue Refunding Bonds, Taxable Series 2014 (Lake Texana Project)", in the aggregate estimated principal amount of \$47,235,000 (the "LNRA Bonds"); and

WHEREAS, the LNRA Bonds will refund for debt service savings certain currently outstanding LNRA obligations (the "Refunded Bonds"); and

WHEREAS, the City has executed contracts with the LNRA pursuant to which the City is obligated to make payments sufficient to pay a portion of the debt service due and payable on the LNRA Bonds and the Refunded Bonds; and

WHEREAS, the City has requested that LNRA consider the issuance of the LNRA Bonds to produce debt service savings on the Refunded Bonds that are subject to redemption prior to their scheduled maturities; and

WHEREAS, the City has been advised by representatives of the LNRA that it is willing to proceed with the issuance of the LNRA Bonds; and

WHEREAS, the documents governing the issuance of the LNRA Bonds each provide that refunding bonds may be issued subject to the approval of the terms of such refunding bonds by the City; and

WHEREAS, because of fluctuating conditions in the municipal bond market, the City Council has determined to delegate to the City Manager, or his designee, the authority to approve the terms of the LNRA Bonds, subject to the parameters hereinafter described.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CORPUS CHRISTI, TEXAS:

Section 1. That the City Manager, or his designee, is hereby authorized to act on behalf of the City to approve the terms of the LNRA Bonds. The City Manager, or his designee, may evidence such approval on behalf of the City by executing the bond purchase agreement prepared in connection with the sale and delivery of the LNRA Bonds, or by executing a certificate evidencing the approval of the terms of the LNRA Bonds, as the City Manager in his discretion may determine.

Section 2. That the City Manager, or his designee, is authorized to consult with M.E. Allison & Co., Inc., the City's financial advisor, to determine that the sale of the LNRA Bonds occurs on such terms that are consistent with the conditions in the municipal bond market at the time the LNRA Bonds are priced for sale by the LNRA.

Section 3. That the City Manager, or his designee, shall be and is hereby expressly authorized, empowered and directed from time to time and at any time to do and perform all such acts and things and to execute, acknowledge and deliver in the name and under the corporate seal and on behalf of the City all such instruments, whether herein mentioned, as may be necessary or desirable in order to carry out the terms and provisions of this Resolution, including, but not limited to, approving the form of the notice of redemption calling the Refunded Bonds for redemption prior to their scheduled maturities, and such certifications or instruments as may be necessary to effect the issuance of the LNRA Bonds. A determination by the City Manager, or his designee, that the final forms of such certifications or instruments, including specifically, but not by way of limitation, the bond purchase agreement and offering documents, if any, relating to the LNRA Bonds, comply with the authorizing documents relating to the LNRA Bonds, and applicable Texas law, shall have the same force and effect as a finding or determination made by the City Council.

Section 4. That the foregoing notwithstanding, the City Manager, or his designee, shall not approve the sale of the LNRA Bonds if the debt service savings to be generated by the issuance of such LNRA Bonds does not generate at least a two and three-fourths percent (2.75%) net present value savings to the City. Prior to the delivery of the LNRA Bonds, the City Manager, or his designee, shall execute and deliver to the City Council a certificate setting forth the terms of such refunding bonds, and in such certificate the City Manager, or his designee, shall state that the terms of such refunding bonds conform to the parameters set forth in this Resolution.

Section 5. That the authority delegated to the City Manager to approve the sale of the LNRA Bonds shall expire on March 1, 2015.

Section 6. That this Resolution shall become effective immediately upon its adoption by the City Council. This Resolution supersedes any prior resolutions adopted by the City Council with respect to the LNRA Bonds.

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PASSED AND APPROVED this the 9th day of September, 2014.

Nelda Martinez, Mayor
City of Corpus Christi, Texas

ATTEST:

Rebecca Huerta, City Secretary

(SEAL)

APPROVED THIS _____ DAY OF SEPTEMBER, 2014:

Barney L. Knight, Interim City Attorney

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THE STATE OF TEXAS)(

COUNTY OF NUECES)(

I, the undersigned, City Secretary of the City of Corpus Christi, Texas, do hereby certify that the above and foregoing is a true, full and correct copy of a Resolution passed by the City Council of the City of Corpus Christi, Texas (and of the minutes pertaining thereto) on the 9th day of September, 2014, relating to establishing the City's authorization to the City Manager to take actions necessary to approve the issuance of refunding bonds designated as Lavaca-Navidad River Authority Water Supply Contract Revenue Refunding Bonds, Taxable Series 2014 (Lake Texana Project), which Resolution is duly of record in the minutes of said City Council, and said meeting was open to the public, and public notice of the time, place and purpose of said meeting was given, all as required by Texas Government Code, Chapter 551.

EXECUTED UNDER MY HAND AND SEAL of said City, this the _____ day of September, 2014.

City Secretary

(CITY SEAL)

Corpus Christi, Texas

_____ of _____, _____

The above resolution was passed by the following vote:

Nelda Martinez _____

Kelley Allen _____

Rudy Garza _____

Priscilla Leal _____

David Loeb _____

Chad Magill _____

Colleen McIntyre _____

Lillian Riojas _____

Mark Scott _____