

**RESOLUTION NO. 1883-21-06-08-0882**

**RESOLUTION AUTHORIZING THE PUBLICATION OF NOTICE OF INTENTION TO ISSUE CITY OF PFLUGERVILLE, TEXAS COMBINATION TAX AND LIMITED REVENUE CERTIFICATES OF OBLIGATION AND OTHER MATTERS RELATED THERETO**

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**THE STATE OF TEXAS**                                     '  
**COUNTIES OF TRAVIS AND WILLIAMSON**        '  
**CITY OF PFLUGERVILLE**                           '

**WHEREAS**, the City Council (the "Council") of the City of Pflugerville, Texas (the "City") has determined that it is in the best interest of the City to proceed with the issuance of certificates of obligation ("Certificates") to implement certain projects; and

**WHEREAS**, the City Council of the City finds that the payment in whole or in part of contractual obligations incurred or to be incurred for the purposes set forth in Exhibit "A" attached hereto (the "Contractual Obligations") would be beneficial to the inhabitants of the City and are needed to perform essential City functions; and

**WHEREAS**, the Council has deemed it advisable to give notice of intention to issue the Certificates in a maximum principal amount not to exceed \$15,000,000 pursuant to the provisions of the Certificate of Obligation Act of 1971, Section 271.041 et seq., Local Government Code (the "Act") for the purpose of financing the Contractual Obligations; and

**WHEREAS**, prior to the issuance of the Certificates, the City is required under the Act to publish notice of its intention to issue the Certificates in a newspaper of general circulation in the City and continuously on the City's website, the notice stating: (i) the time and place tentatively set for the passage of the ordinance authorizing the issuance of the Certificates, (ii) the purpose of the Certificates, (iii) the manner in which the Certificates will be paid, (iv) the then-current principal of all outstanding debt obligations of the City; (v) the then-current combined principal and interest required to pay all outstanding debt obligations of the City on time and in full; (vi) the maximum principal amount of the Certificates; (vii) the estimated combined principal and interest required to pay the Certificates on time and in full; (viii) the estimated interest rate for the Certificates or that the maximum interest rate for the Certificates may not exceed the maximum legal interest rate; and (ix) the maximum maturity date of the Certificates; and

**WHEREAS**, the meeting at which this Resolution is adopted was open to the public and public notice of the time, place and purpose of the meeting was given, all as required by Chapter 551, Texas Government Code, as amended.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PFLUGERVILLE, TEXAS:**

1. Attached hereto as Exhibit "A" is a form of the Notice of Intention to issue the Certificates, the form and substance of which is hereby adopted and approved.

2. Bond Counsel to the City or the City Secretary shall cause the notice to be published in substantially the form attached hereto, in a newspaper (as defined by Subchapter C, Chapter 2051, Government Code) that is of general circulation in the City, for two consecutive weeks, the date of the first publication to be at least 46 days before the date tentatively set for passage of the ordinance authorizing the issuance of the Certificates.

3. The City Secretary shall cause the notice to be continuously published in substantially the form attached hereto on the City's website for at least 45 days before the date tentatively set for the passage of the ordinance authorizing the issuance of the Certificates.

4. The City's Finance Director and Assistant Finance Director along with the City's financial advisor, RBC Capital Markets, LLC., and bond counsel are authorized to proceed with preparing the necessary bond and offering documents to effectuate the sale of the Certificates and any other public securities of the City anticipated to be sold at or near the time of the Certificates, including making application to appropriate rating agencies and bond insurers, if applicable.

5. The City hereby authorizes the disbursement of a fee equal to the lesser of (i) one-tenth of one percent of the principal amount of each series of the Certificates being issued or (ii) \$9,500 for each series, provided that such fee shall not be less than \$750, to the Attorney General of Texas Public Finance Division for payment of the examination fee charged by the State of Texas for the Attorney General's review and approval of public securities and credit agreements, as required by Section 1202.004 of the Texas Government Code. The appropriate member of the City's staff is hereby instructed to take the necessary measures to make this payment. The City is also authorized to reimburse the appropriate City funds for such payment from proceeds of the Certificates.


6. This Resolution shall become effective immediately upon adoption. The Mayor and City Secretary are hereby authorized and directed to execute the certificate to which this Resolution is attached on behalf of the City, and the Mayor, City Secretary and City's Finance Director are further authorized to do any and all things proper and necessary to carry out the intent of this Resolution.


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**RESOLVED** this 8th day of June, 2021.

ATTEST:

**CITY OF PFLUGERVILLE, TEXAS**

  
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City Secretary  
City of Pflugerville, Texas

  
\_\_\_\_\_  
Mayor  
City of Pflugerville, Texas

## EXHIBIT A

### NOTICE OF INTENTION TO ISSUE CITY OF PFLUGERVILLE, TEXAS COMBINATION TAX AND LIMITED REVENUE CERTIFICATES OF OBLIGATION AND NOTICE OF PUBLIC HEARING

**NOTICE IS HEREBY GIVEN** that it is the intention of the City Council of the City of Pflugerville, Texas, to issue interest bearing Certificates of Obligation of the City in one or more series (the "Certificates") for the purpose of paying contractual obligations incurred or to be incurred by the City for: (1) acquiring land for a new City Hall site, public safety and/or other municipal purposes, (2) constructing, acquiring, improving, renovating and/or equipping a new Emergency Medical Services facility and (3) professional services including fiscal, engineering, architectural and legal fees and other such costs incurred in connection therewith including the costs of issuing the Certificates. The City Council tentatively proposes to consider for first and final reading at a meeting to commence at 7:00 p.m., on the 10th day of August, 2021 at City Hall, 100 E. Main Street, Suite 500, Pflugerville, Texas 78660, the passage of an ordinance authorizing the Certificates. The maximum amount of the Certificates that may be authorized for such purpose is \$15,000,000. The City Council presently proposes to provide for the payment of such Certificates from the levy and collection of ad valorem taxes in the City as provided by law and from a limited pledge of the surplus revenues derived from the operation of the City's combined waterworks and sewer system, after payment of all operation and maintenance expenses and all debt service, reserve and other requirements in connection with all of the City's revenue bonds or other obligations (now or hereafter outstanding) which are payable from all or any part of the revenues of the City's combined waterworks and sewer system, which amount shall not exceed \$5,000.

In accordance with the City's home rule charter, the City also intends to hold a public hearing prior to adoption of the ordinance authorizing the issuance of the Certificates at its regular meeting place in the City Hall, 100 E. Main Street, Suite 500, Pflugerville, Texas 78660 at a meeting to commence at 7:00 p.m. on the 10th day of August, 2021.

Due to the ongoing public health concerns regarding the COVID 19 virus, and as may be authorized by Executive Order of the Governor of Texas, such meeting and public hearing regarding the Certificates to be held on August 10, 2021 may be conducted via a free public video conference or other lawful electronic means. In such event, information regarding how to access the meeting and public participation in the meeting will be available on the City's website and in the agenda posted no less than 72 hours before the August 10, 2021 meeting at the following internet address: <https://www.pflugervilletx.gov/>

The following information is required pursuant to Texas Local Government Code, Section 271.049: As of June 8, 2021, the aggregate principal amount of all outstanding debt obligations of the City secured by and payable from ad valorem taxes is \$308,395,000. As of June 8, 2021, the combined principal and interest required to pay all outstanding debt obligations of the City secured by and payable from ad valorem taxes on time and in full is \$458,388,109. The estimated

combined principal and interest required to pay the Certificates on time and in full is \$22,221,316. The estimated interest rate for the Certificates is 2.75%. Such estimates take into account a number of factors, including the issuance schedule, maturity schedule and the expected ratings of the proposed Certificates. Such estimated interest rate is provided as a matter of information, but is not a limitation on the interest rate at which the Certificates may be sold. The maximum maturity date of the Certificates is August 1, 2051.

**CITY OF PFLUGERVILLE, TEXAS**