

**CITY OF EL PASO, TEXAS
AGENDA ITEM
DEPARTMENT HEAD'S SUMMARY FORM**

DEPARTMENT: City Manager
AGENDA DATE: November 12, 2019
CONTACT PERSON/PHONE: Robert Cortinas, Chief Financial Officer, (915) 212-1067
DISTRICT(S) AFFECTED: All

SUBJECT:

Consider and adopt a resolution approving and authorizing publication of a notice of intention to issue certificates of obligation in an amount not to exceed \$100 million for streets, parks, and other City facilities, capital equipment (including motor vehicles) for various City departments and other municipal purposes

BACKGROUND / DISCUSSION:

State law requires that the issuance of certificates of obligation be authorized through a two-step City Council process. Section 271.049 Notice must be published once a week for two consecutive weeks. The date of the first publication to be before the 46th day before the date set for the passage of the ordinance authorizing the issuance of the certificates and continuously on the City's website for at least forty-five (45) days before the date stated therein for the passage of the ordinance authorizing the issuance of the certificates of obligation. In order to issue approximately \$100 million in certificates of obligation to fund and reimburse itself for ongoing capital projects, the City must approve and authorize publication of a *Notice of Intention* to issue these certificates of obligation.

PRIOR COUNCIL ACTION:

City Council approved resolution November 27, 2018 *Notice of Intention* and January 8, 2019 Ordinance.

AMOUNT AND SOURCE OF FUNDING:

\$100 million in Certificates of Obligation to fund various projects from the June 2012 Street CIP and 2017-2019 capital plans authorizations, which are paid for primarily through ad valorem taxes.

BOARD / COMMISSION ACTION:

N/A

*****REQUIRED AUTHORIZATION*****

DEPARTMENT HEAD: Robert Cortinas **DATE:** 11/7/19

(ii) the purchase of materials, supplies, equipment and machinery, to wit: (a) the purchase and installation of information technology equipment, including hardware, software, network, and Wi-Fi; and (b) the purchase of motor vehicles for the following City departments: public safety, health, parks, information technology, streets and maintenance, capital improvement, and planning and inspection; and

(iii) professional services rendered in connection with (a) such projects and purposes and the financing thereof and (b) a land use masterplan and street pavement condition study.

Such certificates to be payable from ad valorem taxes and a limited pledge of the net revenues of the City's water and sewer system. The notice hereby approved and authorized to be published shall read substantially in the form and content of **Exhibit A hereto** attached and incorporated herein by reference as a part of this resolution for all purposes.

SECTION 2: The City Clerk shall cause the aforesaid notice to be published (i) in a newspaper of general circulation in the City, once a week for two consecutive weeks, the date of the first publication to be at least forty-six (46) days prior to the date stated therein for the passage of the ordinance authorizing the issuance of the certificates of obligation and (ii) continuously on the City's website for at least forty-five (45) days before the date stated therein for the passage of the ordinance authorizing the issuance of the certificates of obligation.

SECTION 3: It is officially found, determined, and declared that the meeting at which this Resolution is adopted was open to the public and public notice of the time, place, and subject matter of the public business to be considered at such meeting, including this Resolution, was given, all as required by Texas Government Code, Chapter 551, as amended.

SECTION 4: This Resolution shall take effect and be in full force and effect from and after the date of its adoption, and it is so resolved; and all Resolutions of the City Council of the City in conflict herewith are hereby amended or repealed to the extent of such conflict.

[The remainder of this page intentionally left blank.]

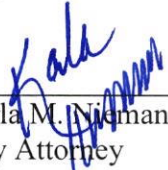
APPROVED AND ADOPTED this November 12, 2019.

Dee Margo
Mayor, City of El Paso, Texas

ATTEST:

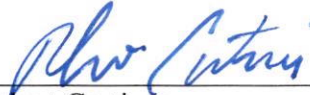
Laura D. Prine
City Clerk, City of El Paso, Texas

Approved as to Form:



Karla M. Newman
City Attorney
City of El Paso, Texas

Approved as to Content:



Robert Cortinas
Chief Financial Officer
City of El Paso, Texas

(CITY SEAL)

EXHIBIT A

NOTICE OF INTENTION TO ISSUE CITY OF EL PASO, TEXAS, CERTIFICATES OF OBLIGATION

TAKE NOTICE that the City Council of the City of El Paso, Texas, shall convene at 9:00 o'clock A.M. on January 7, 2020, at its regular meeting place on the first floor of City Hall, 300 N. Campbell, El Paso, Texas, and, during such meeting, the City Council will consider the passage of one or more ordinances authorizing the issuance of certificates of obligation in one or more series in a principal amount not to exceed \$100,000,000 for the purpose of paying contractual obligations to be incurred for (i) the construction of public works, to wit: (a) constructing, resurfacing, and improving various streets, roads, bridges, overpasses, thoroughfares, sidewalks, pathways and related municipal facilities within the City including lane markings, street drainage, street lights, ADA accessibility, traffic signals, signal system synchronization, loop detectors, transit tunnel reconstruction, lighting, signage, streetscaping, relocation of fiber optics and landscaping related thereto; (b) designing, constructing and equipping a municipal police parking garage facility; (c) designing, constructing, improving and equipping municipal park, recreational and aquatic facilities, including pools, aquatic centers, spray parks, and public restrooms, and any associated demolition, drainage and necessary infrastructure improvements; (d) designing, constructing, improving and equipping library facilities, museums, and cultural center projects; (e) constructing, acquiring, improving a municipal facility to be used as a tourist center and public restrooms in the downtown area; (f) renovating, improving and equipping existing City buildings and facilities, including rehabilitation, ADA improvements, information technology improvements to install and/or enhance fiber optic connectivity; (g) constructing, acquiring and improving municipally owned public art projects; and (h) the acquisition of any necessary rights of way and/or land in connection with any of the projects described in clauses (a) through (g); (ii) the purchase of materials, supplies, equipment and machinery, to wit: (a) the purchase and installation of information technology equipment, including hardware, software, network, and Wi-Fi; and (b) the purchase of motor vehicles for the following City departments: public safety, health, parks, information technology, streets and maintenance, capital improvement, and planning and inspection; and (iii) professional services rendered in connection with (a) such projects and purposes and the financing thereof and (b) a land use masterplan and street pavement condition study. Such certificates to be payable from ad valorem taxes and a limited pledge of the net revenues of the City's water and sewer system. In accordance with Texas Local Government Code Section 271.049, (i) the current principal amount of all of the City's outstanding public securities secured by and payable from ad valorem taxes is \$1,189,489,193.84; (ii) the current combined principal and interest required to pay all of the City's outstanding public securities secured by and payable from ad valorem taxes on time and in full is \$1,818,279,445.84; (iii) the estimated combined principal and interest required to pay the certificates of obligation to be authorized on time and in full is \$173,780,312.50; (iv) the maximum interest rate for the certificates may not exceed the maximum legal interest rate; and (v) the maximum maturity date of the certificates to be authorized is August 15, 2045. The certificates are to be issued, and this notice is given, under and pursuant to the provisions of Texas Local Government Code, Subchapter C of Chapter 271, as amended.

Laura D. Prine
City Clerk
City of El Paso, Texas