

1 RESOLUTION NO.

2 A RESOLUTION OF THE CITY COUNCIL OF RIVERSIDE, CALIFORNIA,  
3 DECLARING ITS OFFICIAL INTENT TO REIMBURSE CERTAIN CAPITAL  
4 EXPENDITURES RELATING TO THE REPLACEMENT OF THE CITY'S  
5 PERMIT TRACKING SOFTWARE SYSTEM (POSSE LMS SOFTWARE)  
6 FROM PROCEEDS OF ITS DEBT TO BE ISSUED PURSUANT TO SECTION  
7 1.150-2 OF TITLE 26 OF THE U.S. CODE OF FEDERAL REGULATIONS.

8 WHEREAS, the City Council of the City of Riverside ("City") desires and intends to  
9 undertake the purchase of certain services and equipment as part of its update of its permit tracking  
10 system ("POSSE LMS") Project ("Project") which will include use of the POSSE LMS system  
11 ("Services") and equipment related to the POSSE LMS ("Equipment"); and

12 WHEREAS, some or all of the Project costs, in the approximate amount of Three Million  
13 Dollars (\$3,000,000.00), will need to be advanced by the City; and

14 WHEREAS, the City intends to issue debt in the form of capital lease financing, in an  
15 amount up to Three Million Dollars (\$3,000,000.00) to finance a portion or all of the Project on a  
16 permanent basis ("Debt"); and

17 WHEREAS, the City expects that the maximum principal amount of the Debt which will be  
18 issued to pay for the Project and the related costs of issuance of the Debt will be in an amount not to  
19 exceed Three Million Dollars (\$3,000,000.00); and

20 WHEREAS, the City reasonably intends to reimburse the City for the amounts advanced for  
21 the Project from proceeds of the Debt; and

22 WHEREAS, at the time of the reimbursement, the City will evidence the reimbursement in a  
23 writing which identifies the allocation of the proceeds of the Debt to the City for the purpose of  
24 reimbursing the City for capital expenditures made prior to the issuance of the Debt; and

25 WHEREAS, the City expects to make the reimbursement allocation no later than eighteen  
26 (18) months after the later of (i) the date on which the earliest original expenditure is paid, or (ii) the  
27 date the Project is placed in service (or abandoned), but in no event later than three (3) years after the  
28 date on which the earliest original expenditure is paid; and

WHEREAS, the City will not, within one (1) year of the reimbursement allocation, use the  
proceeds of the Debt received in the reimbursement allocation in a manner that will result in the

1 creation of replacement proceeds of the Debt or another issue (e.g., the City will not pledge or use  
2 the proceeds received for the payment of the debt service on the Debt of another issue, except that  
3 the proceeds of the Debt can be deposited in a bona fide debt service fund); and

4 WHEREAS, this Resolution is intended to be a “declaration of official intent” in accordance  
5 with Title 26 of the Code of Federal Regulations Section 1.150-2 (“Treasury Regulation Section  
6 1.150-2”).

7 NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Riverside,  
8 California, that in accordance with Code of Federal Regulations Title 26 Section 1.150-2, the City  
9 hereby states declares its intention to issue the Debt in a maximum principal amount not to exceed  
10 Three Million Dollars (\$3,000,000.00) the proceeds of which will be used to pay the costs of the  
11 Project, and which will include reimbursement to the City for certain capital expenditures made for  
12 the Project prior to issuance of the Debt, including the purchase of the Equipment.

13 ADOPTED by the City Council this \_\_\_\_ day of \_\_\_\_\_, 2015.

14  
15 \_\_\_\_\_  
16 WILLIAM R. BAILEY, III  
Mayor of the City of Riverside

17 Attest:

18  
19 \_\_\_\_\_  
20 COLLEEN J. NICOL  
City Clerk of the City of Riverside  
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1 I, Colleen J. Nicol, City Clerk of the City of Riverside, California, hereby certify that the  
2 foregoing resolution was duly and regularly adopted at a meeting of the City Council on the \_\_\_\_  
3 day of \_\_\_\_\_, 2015, by the following vote, to wit:

4 Ayes:

5 Noes:

6 Absent:

7 Abstain:

8 IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the  
9 City of Riverside, California, this \_\_\_\_ day of \_\_\_\_\_, 2015.

10  
11 \_\_\_\_\_  
12 COLLEEN J. NICOL  
13 City Clerk of the City of Riverside  
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