

RESOLUTION NO. A-_____

1 WHEREAS, Legislative Bill 657, Ninety-Seventh Legislature, First Session
2 (LB657), which was passed by the Nebraska Legislature on May 31, 2001, signed by
3 the Governor on May 31, 2001 and became effective upon the Governor's signature,
4 created the City of the Primary Class Development fund (the "Fund") and authorized the
5 State Treasurer to deposit into the Fund an amount equal to one million dollars each
6 fiscal year beginning July 1, 2001 and ending June 30, 2016; and

7 WHEREAS, LB657 further authorized (i) the expenditure of amounts
8 appropriated into the Fund to support the design and development of the Antelope
9 Valley project and financing costs related thereto for the Antelope Valley Study as
10 outlined in the Environmental Impact Statement and Comprehensive Plan Amendment
11 94-60 to the 1994 Lincoln/Lancaster County Comprehensive Plan (the "Project") and (ii)
12 the issuance of bonds (the "Bonds") by the City to finance and refinance the acquisition,
13 construction, improving, and equipping of the Project upon the terms and conditions set
14 forth in LB657; and

15 WHEREAS, it is necessary, desirable, advisable and in the best interest of the
16 City that the City formally express its intent to issue the Bonds to pay a portion of the
17 costs of the Project.

18 NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of
19 Lincoln, Nebraska:

20 1. That in accordance with the provisions of LB657, the City Council does
21 hereby declare the official intent of the City to issue the Bonds (no later than

1 _____, 200__) to pay a portion of the costs of the Project.

2 2. The Bonds shall be issued in such amounts and upon such terms and
3 conditions as may be agreed upon by the City and the purchaser or purchasers of the
4 Bonds, for the purpose of paying a portion of the costs and expenses incident to the
5 planning, acquisition, construction and financing of the Project, the issuance of the
6 Bonds to be authorized by the Council at a meeting to be held for such purpose by the
7 Council.

8 3. This Resolution does not constitute final approval of the issuance of the
9 Bonds by the City.

10 4. The Finance Director and the City Controller (each an “Authorized
11 Officer”) be, and each of them hereby is, authorized to execute on behalf of the City
12 and to deliver any and all other instruments and documents including, but not limited to,
13 such certificates or instruments as may be required under the terms of this Resolution
14 necessary to be executed and delivered in connection with this Resolution and the
15 approvals made hereby.

16 5. All acts and deed heretofore done by any officer, employee or agent of
17 the City on behalf of the City in connection with this declaration of intent to issue the
18 Bonds to pay the costs of the Project and other transactions contemplated by this
19 Resolution are hereby ratified, confirmed and approved in all respects.

20 6. This Resolution shall be in full force and effect from and after its passage
21 and adoption by the Council.

22 7. All resolutions of the Council, or parts thereof, in conflict with the
23 provisions of this Resolution are, to the extent of such conflict, hereby repealed.

Introduced by:

Approved as to Form and Legality:

City Attorney

Staff Review Completed:

Administrative Assistant

Approved this ____ day of _____, 2001:

Mayor