



ST. CHARLES  
SINCE 1834

### AGENDA ITEM EXECUTIVE SUMMARY

Title: Motion to recommend a Resolution of Official Intent Regarding Capital Expenditures to be Reimbursed from Proceeds of an Obligation to be Issued by the City of St. Charles, Kane and DuPage Counties, Illinois

Presenter: Chris Minick, Finance Director

*Please check appropriate box:*

<input type="checkbox"/>	Government Operations	<input type="checkbox"/>	Government Services
<input type="checkbox"/>	Planning & Development	<input checked="" type="checkbox"/>	City Council (5/6/2013)
<input type="checkbox"/>	Public Hearing	<input type="checkbox"/>	

Estimated Cost:		Budgeted:	YES	<input type="checkbox"/>	NO	<input type="checkbox"/>
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If NO, please explain how item will be funded:

**Executive Summary:**

We are seeking a motion to approve a resolution of official intent to reimburse the City for costs related to the purchase of the VFW property, including demolition and parking lot construction costs, from future bond proceeds. We are also including costs related to other capital projects included in the Fiscal Year 2013-2014 budget, including street and storm drainage improvements, municipal building(s) improvements, electrical improvements, water and sewer improvements, and lift station replacements. This is a housekeeping matter to ensure compliance with IRS debt regulations and that any costs incurred after March 6, 2013 are eligible to be funded from the proceeds of the bond to be issued later this fiscal year.

**Attachments:** *(please list)*

**Resolution**

**Recommendation / Suggested Action** *(briefly explain):*

A motion to Approve: A Resolution of Official Intent Regarding Capital Expenditures to be Reimbursed from Proceeds of an Obligation to be Issued by the City of St. Charles, Kane and DuPage Counties, Illinois.

*For office use only:*

*Agenda Item Number:*

**City of St. Charles, Illinois**  
**Resolution \_\_\_\_\_**

**Resolution Expressing Official Intent Regarding  
Certain Capital Expenditures to be Reimbursed from  
Proceeds of an Obligation to be Issued by the City of  
St. Charles, Kane and DuPage Counties, Illinois.**

**Presented and Passed by the  
City Council \_\_\_\_\_**

WHEREAS, the City of St Charles, Illinois (the “City”), has developed a list of capital projects (the “*Projects*”) described in Exhibit A hereto; and

WHEREAS, all or a portion of the expenditures relating to the Projects (the “*Expenditures*”) (i) have been paid within the sixty (60) days prior to the passage of this Resolution or (ii) will be paid on or after the passage of this Resolution.

WHEREAS, the City reasonably expects to reimburse itself for the Expenditures with the proceeds of an obligation:

NOW, THEREFORE, It is Hereby Resolved by the City Council of the City of St Charles, Kane and DuPage Counties, Illinois, in the exercise of its home rule powers, as follows:

Section 1. The Corporate Authorities hereby find that all of the recitals contained in the preambles to this Resolution are full, true and correct and do incorporate them in this resolution by this reference.

Section 2. The City reasonably expects to reimburse the Expenditures with proceeds of an obligation.

Section 3. The maximum principal amount of the obligation expected to be issued for the Projects is \$6,500,000.

Section 4. All actions of the officers, agents and employees of the City that are in conformity with the purposes and intent of this Resolution, whether taken before or after the adoption hereof, are hereby ratified, confirmed and adopted.

Section 5. This Resolution is made pursuant to Treasury Regulations Section 1.150-2.

Section 6. If any section, paragraph or provision of this Resolution shall be held to be invalid or unenforceable for any reason, the invalidity or unforceability of such section, paragraph or provision shall not affect any of the remaining provisions of this Resolution.

Section 7. All resolutions or parts thereof in conflict herewith be and the same are hereby repealed and this Resolution shall be in full force and effect forthwith upon its adoption.

Section 8. This Resolution shall be filed immediately in the office of the City Clerk.

**PRESENTED** to the City Council of the City of St. Charles, Illinois, this 6th day of May 2013.

**PASSED** by the City Council of the City of St. Charles, Illinois, this 6th day of May 2013.

**APPROVED** by the Mayor of the City of St. Charles, Illinois, this 6th day of May 2013.

\_\_\_\_\_  
Raymond P. Rogina, Mayor

ATTEST:

\_\_\_\_\_  
CITY CLERK

COUNCIL VOTE:

Ayes:

Nays:

Absent:

Abstain:

APPROVED AS TO FORM:

\_\_\_\_\_  
City Attorney

DATE: \_\_\_\_\_

## **EXHIBIT A**

### **DESCRIPTION OF CAPITAL PROJECTS**

Costs related to the acquisition of downtown property owned by the VFW Post #5036, as well as all costs and expenses related to constructing a parking lot on said property, including demolition, site preparation, design, engineering and construction costs.

Costs related to the construction of various street improvements, storm drainage improvements, electric system improvements, municipal building(s) improvements, water and sewer improvements, and lift station replacements, including all costs and expenses related to demolition, site preparation, design, engineering and construction.