

RESOLUTION NO. 2025-6

RESOLUTION DIRECTING PUBLICATION OF NOTICE OF INTENT TO ISSUE COMBINATION TAX AND REVENUE CERTIFICATES OF OBLIGATION TO PROVIDE FUNDS FOR THE CONSTRUCTION AND RECONSTRUCTION OF STREETS; AND RESOLVING OTHER MATTERS RELATING TO THE SUBJECT.

WHEREAS, the City of Muenster (the "City") deems it advisable to give Notice of Intent to issue one or more series of Certificates of Obligation (the "Certificates") in the maximum principal amount of \$6,000,000 for paying all or a portion of the City's contractual obligations to be incurred in connection with the planning, acquisition, design, and construction of (i) constructing, reconstructing and widening of streets, including sidewalks, medians, culverts and related storm drainage, utility line relocation and replacement, and (ii) paying legal, fiscal, engineering, architectural and other professional services in connection with these projects; and

WHEREAS, the City Council hereby finds, considers and declares that the reimbursement of the payment by the City of such expenditures will be appropriate and consistent with the lawful objectives of the City and, as such, chooses to declare its intention, in accordance with the provisions of Section 1.150-2 of the United States Treasury Regulations, to reimburse itself for such payments at such time as it issues the Certificates; and

WHEREAS, it is hereby officially found and determined that the meeting at which this Resolution was passed was open to the public and public notice of the time, place and purpose of said meeting was given, all as required by Chapter 551, Texas Government Code.

THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MUENSTER, TEXAS:

Section 1. Attached hereto and marked "Exhibit A" is a form of notice, the form and substance of which are hereby passed and approved.

Section 2. The City Secretary shall cause said notice to be published in substantially the form attached hereto, in a newspaper, as defined by Subchapter C, Chapter 2051, Texas Government Code, of general circulation in the area of said City, once a week for two consecutive weeks, with the date of the first publication to be before the 45th day before the date tentatively set for the passage of the ordinance authorizing the issuance of the certificates, and, if the City maintains an Internet website, continuously 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.

Section 3. The facilities and improvements to be financed with proceeds from the proposed Certificates of Obligation are to be used for the purposes described in the attached Notice of Intent.

Section 4. All costs to be reimbursed pursuant to this Resolution will be capital expenditures; the proposed Certificates of Obligation shall be issued within 18 months of the later of (i) the date the expenditures are paid or (ii) the date on which the property, with respect to which such expenditures were made, is placed in service; and the foregoing notwithstanding, the Certificates of Obligation will not be issued pursuant to this Resolution on a date that is more than three years after the date any expenditure which is to be reimbursed is paid.

Section 5. This Resolution shall be effective immediately upon adoption.

EXHIBIT A

NOTICE OF INTENT TO ISSUE COMBINATION TAX AND REVENUE CERTIFICATES OF OBLIGATION FOR THE CITY OF MUENSTER, TEXAS

The City Council of the City of Muenster, Texas, shall convene a meeting at 6:30 p.m. on June 9, 2025, at City Hall, 400 N. Main Street, Muenster, Texas 76252 and during such meeting, the City Council will consider the passage of an ordinance or ordinances authorizing the issuance of one or more series of interest bearing certificates of obligation in the aggregate principal amount not to exceed \$6,000,000 for paying all or a portion of the City's contractual obligations to be incurred in connection with the planning, acquisition, design, and construction of (i) constructing, reconstructing and widening of streets, including sidewalks, medians, culverts and related storm drainage, utility line relocation and replacement, and (ii) paying legal, fiscal, engineering, architectural and other professional services in connection with these projects. Such certificates are to be made payable from ad valorem taxes and a lien on and pledge of certain revenues of the City's waterworks and sewer system, remaining after payment of all operation and maintenance expenses thereof, 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 net revenues of the City's waterworks and sewer system. The certificates are to be issued, and this notice is given, under and pursuant to the provisions of Texas Local Government Code, Chapter 271, Subchapter C.

The current principal of all outstanding debt obligations of the City is \$1,000,000. The current combined principal and interest on all outstanding debt obligations of the City, paid on time and in full, is \$1,490,500. The maximum principal amount of the certificates to be authorized is \$6,000,000 and the estimated combined principal and interest required to pay the certificates to be authorized on time and in full is \$9,266,144. The maximum interest rate for the certificates may not exceed the maximum legal interest rate. The maximum maturity date of the certificates to be authorized is February 15, 2045. Information regarding these items may be obtained during business hours from the City at 400 N. Main Street, Muenster, Texas 76252, Phone: (940)759-2236, <https://cityofmuenstertx.org/>.

CERTIFICATE FOR RESOLUTION

THE STATE OF TEXAS
COOKE COUNTY
CITY OF MUENSTER

We, the undersigned officers of the City of Muenster (the "City"), hereby certify as follows:

1. The City Council of the City convened in regular meeting on April 14, 2025, at the designated meeting place, and the roll was called of the duly constituted officers and members of said City Council, to wit:

Mayor Tim Felderhoff
Councilmember Patrick Lutkenhaus
Councilmember John D. Bartush

Councilmember Clifford Sicking
Councilmember David Phillips
Councilmember Jeff Maas

and all of said persons were present, except _____,
thus constituting a quorum. Whereupon, among other business, the following was transacted at said Meeting: a written

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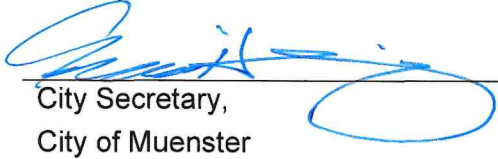
was duly introduced for the consideration of said City Council. It was then duly moved and seconded that said Resolution be adopted and, after due discussion, said motion, carrying with it the adoption of said Resolution, prevailed and carried with all members present voting "AYE" except the following:

NAY: *Ø* ABSTAIN: *Ø*

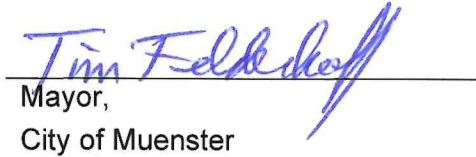
2. That a true, full and correct copy of the aforesaid Resolution adopted at the Meeting described in the above and foregoing paragraph is attached to and follows this Certificate; that said Resolution has been duly recorded in said City Council's minutes of said Meeting; that the above and foregoing paragraph is a true, full and correct excerpt from said City Council's minutes of said Meeting pertaining to the adoption of said Resolution; that the persons named in the above and foregoing paragraph are the duly chosen, qualified and acting officers and members of said City Council as indicated therein; that each of the officers and members of said City Council was duly and sufficiently notified officially and personally, in advance, of the time, place and purpose of the aforesaid Meeting, and that said Resolution would be introduced and considered for adoption at said Meeting, and each of said officers and members consented, in advance, to the holding of said Meeting for such purpose, and that said Meeting was open to the public and public notice of the time, place and purpose of said meeting was given, all as required by Chapter 551, Texas Government Code.

3. That the Mayor of said City has approved and hereby approves the aforesaid Resolution; that the Mayor and the City Secretary of said City have duly signed said Resolution; and that the Mayor and the City Secretary of said City hereby declare that their signing of this Certificate shall constitute the signing of the attached and following copy of said Resolution for all purposes.

SIGNED AND SEALED April 14, 2025.



City Secretary,
City of Muenster



Mayor,
City of Muenster

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