

THE CITY OF WARWICK
STATE OF RHODE ISLAND

RESOLUTION OF THE CITY COUNCIL

NO..... DATE.....

APPROVED.....MAYOR

A RESOLUTION AUTHORIZING THE FINANCING FOR THE ACQUISITION OF PUBLIC WORKS, FIRE, POLICE, AND LIBRARY EQUIPMENT AND VEHICLES THROUGH A LEASE PURCHASE AGREEMENT IN A PRINCIPAL AMOUNT NOT TO EXCEED SIX MILLION FIVE HUNDRED THOUSAND DOLLARS (\$6,500,000.00/100), AUTHORIZING THE EXECUTION AND DELIVERY OF A LEASE AGREEMENT AND RELATED INSTRUMENTS, AND DETERMINING OTHER MATTERS IN CONNECTION THEREWITH

Resolved that,

WHEREAS, the City of Warwick desires to finance the acquisition of Public Works, Fire, Police, and Library equipment and vehicles (the "Equipment") pursuant to a lease agreement, master lease agreement or lease purchase agreement (the "Lease"); and

WHEREAS, the Equipment is essential for the City to perform its governmental functions; and

WHEREAS, City desires to take the necessary steps, including those relating to any applicable legal bidding requirements, to arrange for the acquisition of the Equipment.

NOW THEREFORE, BE IT RESOLVED, that:

The City Council hereby authorizes the Mayor and the City Treasurer acting on behalf of the City, to take the appropriate steps to acquire the Equipment and to finance the same through the Lease and related documents (the "Financing Documents"), in a principal amount not to exceed Six Million Five Hundred Thousand Dollars (\$6,500,000.00/100), subject to annual appropriation therefor by the City; and

The form and other details, terms and conditions of the Financing Documents shall be fixed by the Mayor and the City Treasurer; and

The Mayor and City Treasurer are hereby authorized to enter into the Financing Documents and said officers are hereby authorized and instructed to take all actions, and to execute and deliver the Financing Documents and any related agreements, certificates and other documents in such form as they may deem necessary or desirable to implement the lease financing of the Equipment. Such officers are also authorized to take all action, on behalf of the City, necessary to ensure that

1 interest component of the lease payments will be excludable from gross income for federal income
2 tax purposes and to refrain from all actions which would cause the interest component of the Lease
3 to become subject to federal income taxes; and

4 BE IT FURTHER RESOLVED THAT, this Resolution is an affirmative action of the City
5 Council of the City of Warwick toward the execution and delivery of the Financing Documents in
6 accordance with the purposes of the laws of the State. This Resolution constitutes the City's
7 declaration of official intent, pursuant to Treasury Regulation 1.150(2), to reimburse the City for
8 certain capital expenditures paid on or after the date which is sixty (60) days prior to the date of
9 this Resolution, but prior to the execution and delivery of the Financing Documents. Such
10 amounts to be reimbursed shall not exceed \$6,500,000.00/100 and shall be reimbursed not later
11 than eighteen (18) months after (a) the date on which the expenditure is paid or (b) the date the
12 property is placed in service or abandoned, but in no event later than three (3) years after the date
13 the expenditure is paid.

14 This Resolution shall take effect upon its passage.

15 SPONSORED BY: COUNCIL PRESIDENT MCALLISTER
16 COUNCILMAN HOWE

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18 COMMITTEE: UNANIMOUS CONSENT
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