

RESOLUTION NO. 114-10

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RICHMOND
DECLARING THE OFFICIAL INTENT OF THE CITY OF RICHMOND TO
REIMBURSE CERTAIN EXPENDITURES FROM PROCEEDS OF INDEBTEDNESS**

WHEREAS, the City of Richmond (the "Issuer") intends to acquire, construct and improve facilities located throughout the City of Richmond (The "Projects") as identified in Appendix A; and

WHEREAS, the Issuer expects to pay certain expenditures (the "Reimbursement Expenditures") in connection with the Projects prior to the issuance of indebtedness for the purpose of financing costs associated with the Projects on a long-term basis; and

WHEREAS, the Issuer reasonably expects that debt obligations in an amount not expected to exceed \$10 million will be issued and that certain of the proceeds of such debt obligations will be used to reimburse the Reimbursement Expenditures; and

WHEREAS, Section 1.103-8(a)(5) and Section 1.150-2 of the Treasury Regulations require the Issuer to declare its reasonable official intent to reimburse prior expenditures for the Project with proceeds of a subsequent borrowing;

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Richmond as follows:

Section 1. The City Council finds and determines that the foregoing recitals are true and correct.

Section 2. This declaration is made solely for purposes of establishing compliance with the requirements of Sections 1.103-8(a)(5) and 1.150-2 of the Treasury Regulations. This declaration does not bind the Issuer to make any expenditure, incur any indebtedness, or proceed with the Projects.

Section 3. The Issuer hereby declares its official intent to use proceeds of indebtedness to reimburse itself for Reimbursement Expenditures.

Section 4. This resolution shall take effect from and after its adoption.

I hereby certify that the foregoing resolution was duly passed, approved and adopted by the City Council of the City of Richmond, California, at a joint meeting of said City Council held on October 5, 2010, by the following vote:

AYES: Councilmembers Bates, Butt, Lopez, Rogers, Viramontes, Vice Mayor Ritterman, and Mayor McLaughlin

NOES: None.

ABSTENTIONS: None.

ABSENT: None.

DIANE HOLMES
Clerk of the City of Richmond

(SEAL)

Approved:

GAYLE MCLAUGHLIN
Mayor

Approved as to form:

RANDY RIDDLE
City Attorney

State of California }
County of Contra Costa } : ss.
City of Richmond }

I certify that the foregoing is a true copy of Resolution No. 114-10, finally passed and adopted by the City Council of the City of Richmond at a joint meeting held on October 5, 2010.

Appendix A

City Facility Energy Efficiency and Renewable Energy Projects

Proposed Budget – \$1,000,000

The City will upgrade and repair existing lighting and HVAC systems with more energy efficient technology in all municipal facilities. The upgrades include replacement of fixtures with more efficient technology and installation of wireless lighting and HVAC controls. The City will also evaluate and install renewable energy projects in facilities. The energy efficiency and renewable energy projects will reduce costs and energy consumption by at least 25%.

Wastewater Treatment Plant Aerator Retrofit

Proposed Budget – \$3,000,000

The City will upgrade the aerator system at the City's wastewater treatment plant. The wastewater treatment plant is the highest energy consuming municipal facility and the current aerators have been identified as the most inefficient process at the wastewater treatment plant. The energy efficiency savings will pay for the debt service and result in significant financial savings for the City.