

RESOLUTION NO. 66-19

A RESOLUTION OF THE CITY OF RICHMOND AUTHORIZING THE ACCEPTANCE AND APPROPRIATION OF A PORTION OF THE PROCEEDS OF THE CITY'S WASTEWATER REVENUE BONDS, SERIES 2019A IN THE AMOUNT OF \$22,510,000 AND THE ADJUSTMENT OF THE REVENUES AND EXPENDITURES IN THE 2019-2020 WASTEWATER CAPITAL IMPROVEMENT PROGRAM BUDGET BY SUCH AMOUNT

WHEREAS, pursuant to the charter of the City of Richmond, California (the "City") and Chapter 13.56 of Article 13 of the Richmond Municipal Code (the "Bond Law"), the City is authorized to issue revenue bonds to finance the acquisition, construction, improvement, furnishing, equipping, remodeling, repair, reconstruction or rehabilitation of the wastewater treatment and collection facilities of the City (the "Enterprise") or for the purpose of refunding bonds issued for such purposes pursuant to the City's charter and the Bond Law; and

WHEREAS, on June 1, 2019, the City issued its Wastewater Revenue Bonds, Series 2019A (the "Bonds") in the aggregate principal amount of \$22,510,000 pursuant to that certain Wastewater Revenue Bond Indenture, dated as of October 1, 2006, as amended and supplemented, including: (i) as supplemented by a First Supplemental Wastewater Revenue Bond Indenture, dated as of October 1, 2006, (ii) as further supplemented by a Second Supplemental Wastewater Revenue Bond Indenture, dated as of October 1, 2006, (iii) as further supplemented by a Third Supplemental Wastewater Revenue Bond Indenture, dated as of October 1, 2008, (iv) as amended by a First Amendment to Wastewater Revenue Bond Indenture, dated as of November 1, 2009, (v) as further amended and supplemented by the Fourth Supplemental Wastewater Revenue Bond Indenture, dated as of October 1, 2010, (vi) as further amended and supplemented by a Fifth Supplemental Wastewater Revenue Bond Indenture, dated as of July 1, 2017, (vii) as further supplemented by a Sixth Supplemental Wastewater Revenue Bond Indenture, dated as of August 1, 2017 and (viii) as further supplemented by a Seventh Supplemental Wastewater Revenue Bond Indenture, dated as of June 1, 2019 (as so amended and supplemented, the "Indenture"), each by and between the City of Richmond (the "City") the Bank of New York Mellon Trust Company, N.A. as successor trustee ; and

WHEREAS, the bond proceeds were received subsequent to the adoption of the City's 2019-20 budget; and

WHEREAS, a portion of the proceeds of the Bonds in the amount of \$22,510,000 will be used for the purpose of funding capital improvements to the Enterprise (the "Project"); and

WHEREAS, in connection with the Project, the City desires to adjust its 2019-20 Wastewater Capital Program Budget to add \$22,510,000 to revenue and \$22,510,000 to expenditures.

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

Section 1. The foregoing recitals are true and correct and this City Council hereby so finds and determines.

Section 2. The 2019-20 Wastewater Capital Program Budget is hereby adjusted to add \$22,510,000 to revenue and \$22,510,000 to expenditures.

Section 3. The officers and agents of the City are, and each of them hereby is, authorized and directed to do any and all things and to execute and deliver any and all documents which they or any of them deem necessary or advisable and to do any and all things and take any and all actions which may be necessary or advisable, in their discretion, to effectuate the actions which the City has approved in this Resolution.

Section 4. This resolution shall take effect immediately upon its passage.

I certify that the foregoing resolution was passed and adopted by the Council of the City of Richmond at a regular meeting thereof held July 16, 2019, by the following vote:

AYES: Councilmembers Bates, Johnson, Martinez, Myrick, Willis,
Vice Mayor Choi, and Mayor Butt.
NOES: None.
ABSTENTIONS: None.
ABSENT: None.

PAMELA CHRISTIAN
CLERK OF THE CITY OF RICHMOND
(SEAL)

Approved:

TOM BUTT
Mayor

Approved as to form:

BRUCE GOODMILLER
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. 66-19**, finally passed and adopted by the City Council of the City of Richmond at a regular meeting held on July 16, 2019.



Pamela Christian, Clerk of the City of Richmond

CLERK'S CERTIFICATE

I, Pamela Christian, City Clerk of the City of Richmond, do hereby certify as follows:

The foregoing resolution is a full, true and correct copy of **Resolution No. 66-19** duly adopted at a regular meeting of the City Council of said City duly and regularly held at the regular meeting place thereof on the 16th day of July, 2019, of which meeting all of the members of said City Council had due notice and at which a majority thereof were present; and that at said meeting said resolution was adopted by the following vote:

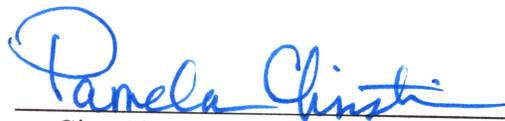
AYES:	Councilmembers Bates, Johnson, Martinez, Myrick, Willis, Vice Mayor Choi, and Mayor Butt.
NOES:	None.
ABSTENTIONS:	None.
ABSENT:	None.

An agenda of said meeting was posted before said meeting at City Hall, 450 Civic Center Plaza in the City of Richmond, California, a location freely accessible to members of the public, and a brief description of said resolution appeared on said agenda.

I have carefully compared the foregoing with the original on file and of record in my office, and the foregoing is a full, true and correct copy of the original resolution adopted at said meeting.

Said resolution has not been amended, modified or rescinded since the date of its adoption and the same is now in full force and effect.

Dated: July 22, 2019.



City Clerk of the City of Richmond

[SEAL]