

RESOLUTION 2013- 70

A RESOLUTION DECLARING OFFICIAL INTENT WITH RESPECT TO REIMBURSEMENT FOR CAPITAL EXPENDITURES, DISPENSING WITH THE SECOND READING, AND DECLARING AN EMERGENCY

WHEREAS, Treasury Regulation §150-2 (the "Reimbursement Regulations"), issued pursuant to §150 of the Internal Revenue Code of 1986, as amended, (the "Code") prescribes certain requirements by which proceeds of tax-exempt bonds, notes, certificates or other obligations ("Obligations") used to reimburse advances made for capital expenditures paid before the issuance of such Obligations may be deemed "spent" for purposes of Sections 103 and 141 to 150 of the Code and therefore, not further subject to any other requirements or restrictions under those sections of the Code; and

WHEREAS, in order to comply with such Reimbursement Regulations, this Board of Township Trustees (the "Issuer") wishes to declare its intent ("Declaration of Intent") to reimburse any capital expenditure paid prior to the issuance of the Obligations intended to fund such capital expenditure;

NOW, THEREFORE, Be It Resolved by the Board of Township Trustees, Sycamore Township, State of Ohio:

SECTION 1. Declaration of Official Intent.

(a) This Board declares that it reasonably expects that the capital expenditures described in subsection (b), which will be paid prior to the issuance of any Obligations intended to fund such capital expenditures, will be reimbursed with the proceeds of Obligations; and

(b) The capital expenditures to be reimbursed are to be used for public improvements made as a result of tax increment financing on the JR Anderson Real Estate Development Project (the legal description for which is set forth on the attached Exhibit A) as set forth in Resolution No. 2013-____.

SECTION 2. Reasonable Expectations.

The Township does not expect any other funds (including the money advanced to make the capital expenditures that are to be reimbursed), to be reserved, allocated on a long-term basis, or otherwise set aside by the Township or any other entity, with respect to the capital expenditures described in Section 1(b).

SECTION 3. Open Meeting.

It is found and determined that all formal actions of this Board of Township Trustees concerning and relating to the adoption of this

Resolution were adopted in an open meeting of this Board; and that all deliberations of this Board and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with the law.

SECTION 4.

Second Reading Waived

Any requirement that this Resolution be read on two separate days is hereby dispensed.

SECTION 5.


Emergency.

This Resolution is hereby declared to be an emergency measure necessary for immediate preservation of the public peace, health, safety and welfare of Sycamore Township. The reason for the emergency is to provide for the immediate qualification of expenses to be reimbursed from bond proceeds.

Vote Record:

Mr. Bishop AYE Mr. Connor AYE Mr. Weidman AYE

PASSED unanimously at the meeting of the Board of Trustees this 6th day of June, 2012.



Thomas J. Weidman, President



Cliff W. Bishop, Vice President



Dennis W. Connor, Trustee

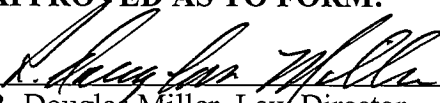
AUTHENTICATION

This is to certify that this Resolution was duly passed and filed with the Sycamore Township Fiscal Officer, this 6th day of July, 2013.



Robert C. Porter, III, Fiscal Officer

APPROVED AS TO FORM:



R. Douglas Miller, Law Director