

HARRIS COUNTY FRESH WATER SUPPLY DISTRICT NO. 61

**RESOLUTION EXPRESSING OFFICIAL INTENT
TO REIMBURSE CAPITAL EXPENDITURES**

The Board of Directors (the “Board”) of Harris County Fresh Water Supply District No. 61 (the “District”) met on September 23, 2020 with a quorum of directors present, as follows:

Darrell A. Barroso, President
Lary J. Cangelose, Vice President
Mike Kelley, Secretary
Jon Morgan, Assistant Secretary
Ben A. Solis, Treasurer

and the following director was absent:

none

When the following business was transacted:

The resolution set out below was introduced for consideration of the Board. It was then duly moved and seconded that such resolution be adopted; and, after due discussion, said motion carried by the following vote:

Ayes: All directors shown present

Noes: None

The resolution thus adopted is as follows:

WHEREAS, the District is a conservation and reclamation district and a municipal utility district of the State of Texas acting pursuant to the provisions of Article XVI, Section 59 of the Texas Constitution and Chapters 49 and 54, Texas Water Code and is authorized to issue obligations pursuant to Section 54.501, Texas Water Code, as amended;

WHEREAS, the District expects to pay capital expenditures from its general fund prior to the issuance of obligations in connection with repairs of the Barwood wastewater

treatment plant clarifier (the “Project”);

WHEREAS, the District finds, considers, and declares that the reimbursement of the District for the payment of such capital expenditures will be appropriate and consistent with the objectives of the District and, as such, chooses to declare its intention, in accordance with the provisions of Section 1.150-2 of the Treasury Regulations, to reimburse itself for such payments at such time as it issues obligations to finance the Project;

THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE DISTRICT THAT:

Section 1. The District expects to incur debt, as one or more series of obligations for, among other purposes, paying the costs of the Project. A portion of the proceeds received by the District in an amount not to exceed \$88,060 is reasonably expected to be used to reimburse the District’s general fund from which such capital expenditures are expected to be made for the Project.

Section 2. All costs to be reimbursed pursuant hereto shall be paid in full from the District’s general funds.

Section 3. All costs to be reimbursed pursuant hereto will be capital expenditures. No tax-exempt obligations will be issued by the District in furtherance of this Resolution after a date which is later than eighteen months after the later of (1) the date the expenditures are paid or (2) the date on which the Project, with respect to which such expenditures were made, is placed in service or abandoned.

Section 4. The foregoing notwithstanding, no tax-exempt obligations will be issued pursuant to this Resolution more than three (3) years after the date any expenditure which is to be reimbursed is paid.

PASSED and ADOPTED by the Board of Directors of Harris County Fresh Water
Supply District No. 61 on this the 23rd day of September, 2020.

DARRELL A. BARROSO

President

ATTEST:

MIKE KELLEY

Secretary

(Seal)

I, the undersigned Secretary of the Board of Directors of Harris County Fresh Water Supply District No. 61, hereby certify that the foregoing is a true and correct copy of the Resolution Expressing Official Intent to Reimburse Capital Expenditures, the original of which instrument, dated September 23, 2020, appears in the official minute book of the Board, on file and open to the public at the office of the District.

I further certify that said meeting was open to the public, and that notice was given in compliance with the provisions of Tex. Gov't. Code Ann. § 551.001 et seq. as adopted, and as suspended in part by the Governor of Texas on March 16, 2020.

Witness my hand and the seal of said District, this _____.

Secretary of the Board of Directors