

Presented by: The Manager
Introduced: 10/08/12
Drafted by: Bond Counsel

RESOLUTION OF THE CITY AND BOROUGH OF JUNEAU, ALASKA

Resolution No. 2624

A Resolution Providing For Interest Rates For The General Obligation School Bond Being Issued Through The Alaska Municipal Bond Bank.

WHEREAS, on April 2, 2012, the Assembly of the City and Borough of Juneau, Alaska (the "City and Borough"), passed Ordinance Serial No. 2012-12(b) authorizing the issuance and sale of its General Obligation School Bond, 2012D in the aggregate principal amount of not to exceed \$13,190,000 (the "Authorized Bond"); and

WHEREAS, pursuant to Section 13 of said ordinance the City Manager of the City and Borough or his/her designee has negotiated the sale of the Authorized Bond (hereinafter defined as the Bond) to the Alaska Municipal Bond Bank (the "Bond Bank"); and

WHEREAS, Section 10.2(b) of the Charter of the City and Borough provides that the Assembly shall by resolution prescribe the rate or rates of interest on the Bond;

NOW, THEREFORE, BE IT RESOLVED BY THE ASSEMBLY OF THE CITY AND BOROUGH OF JUNEAU, ALASKA, as follows:

Section 1. Bond Sale. The sale of the City and Borough's General Obligation School Bond, 2012D (the "Bond") in the principal amount not to exceed \$13,190,000, as authorized by Ordinance Serial No. 2012-12(b), is hereby authorized and approved. Capitalized terms in this resolution which are not otherwise defined shall have the meanings given such terms in Ordinance Serial No. 2012-12(b) of the Assembly.

Section 2. Bond Date, Maturity; Payments; Designation. The Bond shall be dated the date of delivery, expected to be October 18, 2012, shall mature in the principal amounts prescribed on Schedule A attached hereto and by this reference made a part hereof and shall bear interest payable on July 1, 2013 and semiannually thereafter on the first days of each January and July at the rates prescribed on Schedule A. At the time of sale of the Bond, the City Manager or his/her designee may increase the estimated principal amounts on Schedule A in any year by 5% and may decrease the foregoing estimated principal amounts in any year by 10%, and may decrease the interest rates shown on Schedule A depending upon orders received for particular maturities, so long as (i) the aggregate principal amount of the Bond does not exceed \$13,190,000; and (ii) the true interest cost for the Bond (in the aggregate) does not exceed 2.50%. The authority granted to the City Manager and his/her designee pursuant to this Section shall be effective until October 15, 2012 from the date of adoption of this resolution. If the Bond Bank has not made a final offer of terms approved by the City Manager or his/her designee consistent with the prescriptions of this resolution by October 15, 2012, the authority granted by this resolution shall be rescinded. Both principal of and interest on the Bond shall be paid as provided in Ordinance Serial No. 2012-12(b) of the Assembly and in the Loan Agreement between the Bond Bank and the City and Borough.

Section 3. Delivery of the Bond. The proper officials of the City and Borough are authorized and directed to execute all documents and to do everything necessary for the preparation and delivery of the Bond in definitive form to the Bond Bank.

Section 4. Continuing Disclosure Undertaking. The City and Borough shall enter into a written undertaking as required by the Loan Agreement between the City and Borough and

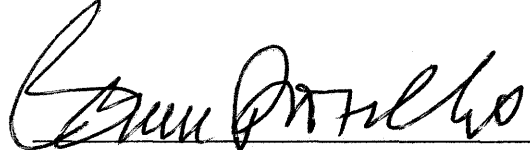
the Bond Bank. The City Manager or his/her designee is hereby directed and authorized to review, approve and execute the written undertaking.

Section 5. Ratification. All actions taken by the City Manager or his/her designee relative to the sale of the Bond are hereby in all respects ratified and confirmed. The City Manager of the City and Borough or his/her designee is hereby authorized to do all things necessary for the prompt execution, issuance and delivery of the Bond and for the proper application and use of the Bond proceeds; is hereby authorized to review and approve on behalf of the City and Borough portions of the final Official Statement relative to the Bond with such additions and changes as may be deemed necessary or advisable; and his/her approval of portions of the Preliminary Official Statement is ratified and confirmed.

Section 6. Severability. The covenants contained in this resolution shall constitute a contract between the City and Borough and the owners of each and every Bond. If any one or more of the covenants or agreements provided in this resolution to be performed on the part of the City and Borough shall be declared by any court of competent jurisdiction to be contrary to law, then such covenant or covenants, agreement or agreements, shall be null and void and shall be deemed separable from the remaining covenants and agreements of this resolution and shall in no way affect the validity of the other provisions of this resolution or of the Bond.


Section 7. Effective Date. This resolution shall be effective immediately upon adoption.

ADOPTED this 8th day of October, 2012.



Bruce Botelho, Mayor

Attest:



Laurie J. Sica, Clerk