

RESOLUTION NO. 1081

Resolution authorizing and approving a Loan Agreement, providing for the issuance of \$2,730,000 General Obligation Corporate Purpose and Refunding Bonds, Series 2013 and the levy of taxes to pay the same

WHEREAS, the City of West Branch (the “City”), in Cedar and Johnson Counties, State of Iowa, has heretofore proposed to enter into a General Obligation Loan Agreement (the “Loan Agreement”), pursuant to the provisions of Section 384.24A of the Code of Iowa, for the purpose of paying the costs of constructing improvements to the municipal sanitary sewer, wastewater treatment and waterworks systems and of refunding the outstanding balance of the City’s General Obligation Water Improvement Bond, Series 2005 (the “Series 2005 Bond”), and has published notice of the proposed action and has held a hearing thereon; and

WHEREAS, the Iowa Finance Authority, as the purchaser and holder of the Series 2005 Bond, will allow the City to call for redemption prior to maturity all outstanding principal of the Series 2005 Bond at any time; and

WHEREAS, on February 4, 2013, the Council approved a Bond Purchase Agreement for the sale of \$2,730,000 General Obligation Corporate Purpose and Refunding Bonds, Series 2013 (the “Bonds”) to be issued in evidence of the City’s obligation under the Loan Agreement, with Northland Securities, Minneapolis, MN (the “Purchaser”); and

WHEREAS, it is now necessary to authorize the issuance of the Bonds and to authorize the redemption of the outstanding principal of the Series 2005 Bond;

NOW, THEREFORE, Be It Resolved by the City Council of City of West Branch, Iowa, as follows:

Section 1. The Bonds are hereby authorized to be issued in evidence of the obligation of the City under the Loan Agreement, in the total aggregate principal amount of \$2,730,000, to be dated March 5, 2013, in the denomination of \$5,000 each, or any integral multiple thereof, maturing annually on June 1 in each of the years, in the respective principal amounts and bearing interest at the respective rates as follows:

<u>Year</u>	<u>Principal Amount</u>	<u>Interest Rate Per Annum</u>	<u>Year</u>	<u>Principal Amount</u>	<u>Interest Rate Per Annum</u>
2013	\$95,000	1.00%	2021	\$175,000	1.40%
2014	\$155,000	1.00%	2022	\$175,000	1.55%
2015	\$155,000	1.00%	2023	\$180,000	1.70%
2016	\$160,000	1.00%	2024	\$185,000	1.85%
2017	\$165,000	1.00%	2025	\$190,000	2.00%
2018	\$165,000	1.00%	2027	\$160,000	2.30%
2019	\$165,000	1.10%	2029	\$165,000	2.50%
2020	\$170,000	1.25%	2032	\$270,000	3.00%

Section 2. Bankers Trust Company, Des Moines, Iowa, is hereby designated as the Registrar and Paying Agent for the Bonds and may be hereinafter referred to as the “Registrar” or the “Paying Agent”. The City shall enter into an agreement (the “Registrar/Paying Agent Agreement”) with the Registrar, in substantially the form as has been placed on file with the Council; the Mayor Pro Tem, Presiding Officer and City Clerk are hereby authorized and directed to sign the Registrar/Paying Agent Agreement on behalf of the City; and the Registrar/Paying Agent Agreement is hereby approved.

The City reserves the right to prepay part or all of the principal of the Bonds maturing in each of the years 2021 to 2032, inclusive, prior to and in any order of maturity on June 1, 2020, or on any date thereafter upon terms of par and accrued interest.

Principal of the Bond maturing on June 1, 2027, is subject to mandatory redemption (by lot, as selected by the Registrar) on June 1, 2026, at a redemption price of 100% of the principal amount thereof to be redeemed, plus accrued interest thereon to the redemption date, in the following principal amount:

<u>Year</u>	<u>Principal Amount</u>
2026	\$80,000
2027	\$80,000 (Maturity)

Principal of the Bond maturing on June 1, 2029, is subject to mandatory redemption (by lot, as selected by the Registrar) on June 1, 2028, at a redemption price of 100% of the principal amount thereof to be redeemed, plus accrued interest thereon to the redemption date, in the following principal amount:

<u>Year</u>	<u>Principal Amount</u>
2028	\$80,000
2029	\$85,000 (Maturity)

Principal of the Bond maturing on June 1, 2032, is subject to mandatory redemption (by lot, as selected by the Registrar) on June 1, 2030 and June 1, 2031, at a redemption price of 100% of the principal amount thereof to be redeemed, plus accrued interest thereon to the redemption date, in the following principal amounts:

<u>Year</u>	<u>Principal Amount</u>
2030	\$85,000
2031	\$90,000
2032	\$95,000 (Maturity)

ISSUANCE OF GENERAL OBLIGATION
CORPORATE PURPOSE AND
REFUNDING BONDS, SERIES 2013

439235-3

West Branch, Iowa

February 19, 2013

The City Council of City of West Branch, Iowa, met on February 19, 2013, at 6:30 o'clock p.m. at the City Hall, West Branch, Iowa.

The meeting was called to order, and the roll was called showing the following Council Members present and absent:

Present: Jordan Ellyson, Colton Miller, Dan O'Neil and Mark Worrell.

Absent: Mayor Don Kessler and Mayor Pro Tem Jim Oaks.

The City Administrator reported that neither the Mayor nor the Mayor Pro Tem would be available to preside over the meeting. It was moved by Council Member Dan O'Neil and seconded by Council Member Jordan Ellyson that Council Member Mark Worrell be designated as the Presiding Officer, and that, in the absence of both the Mayor and Mayor Pro Tem, Council Member Mark Worrell be designated and authorized to execute any proceedings or documents that require the signature of a City official. Upon the roll being called, the following Council Members voted:

Ayes: O'Neil, Ellyson, Miller and Worrell.

Nays: None.

The motion was declared to be adopted.

The City Administrator reported that, on February 4, 2013, the Council had awarded the sale of the City's \$2,730,000 General Obligation Corporate Purpose and Refunding Bonds, Series 2013 to Northland Securities, Minneapolis, MN, and that it was now necessary for the Council to adopt a resolution authorizing the issuance of those bonds.

After due consideration and discussion, Council Member O'Neil introduced the following resolution, related to issuance of the City's General Obligation Corporate Purpose and Refunding Bonds, and moved its adoption, seconded by Council Member Miller. The Presiding Officer put the question upon the adoption of said resolution, and the roll being called, the following Council Members voted:

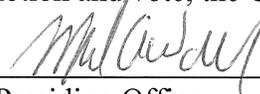
Ayes: O'Neil, Miller, Worrell and Ellyson.

Nays: None.

Whereupon, the Presiding Officer declared the resolution duly adopted as hereinafter set out.

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At the conclusion of the meeting, and upon motion and vote, the Council adjourned.



Presiding Officer

Attest: 

City Clerk