



**ACTION SHEET**  
**ITEM FROM FINANCE COMMITTEE MEETING OF 04/04/16**  
**FOR CITY COUNCIL MEETING OF 04/13/16**

**ISSUE:**

30. Request for Approval of a Resolution Authorizing and Approving Submission of a Completed Application for Financial Assistance and Project Approval to the New Mexico Finance Authority to (1) Refund and Defeas the City of Santa Fe, New Mexico's Outstanding Water Utility System/Capital Outlay Gross Receipts Tax Revenue Bonds, Series 2009A (Tax-Exempt) and Series 2009B (Taxable Direct-Payment Build America Bonds) and (2) Amend and Restructure The City's Outstanding 2008 Drinking Water State Revolving Fund Loan Agreement #1475-DW and 2013 Drinking Water State Revolving Fund Loan Agreement #2696-DW. (Mayor Gonzales and Councilor Maestas) (Oscar Rodriguez)

**Committee Review:**

City Council (scheduled)

04/13/16

Fiscal Impact – Yes

**FINANCE COMMITTEE ACTION:**

Approved as consent item.

**FUNDING SOURCE:**

**SPECIAL CONDITIONS OR AMENDMENTS**

**STAFF FOLLOW-UP:**

<b>VOTE</b>	<b>FOR</b>	<b>AGAINST</b>	<b>ABSTAIN</b>
COUNCILOR VILLAREAL	X		
COUNCILOR IVES	X		
COUNCILOR LINDELL	Excused		
COUNCILOR HARRIS	X		
CHAIRPERSON DOMINGUEZ			

# City of Santa Fe, New Mexico

## LEGISLATIVE SUMMARY

### Resolution No. 2016-\_\_\_\_ NMFA Water Bond Application

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**SPONSOR(S):** Mayor Gonzales and Councilor Maestas

**SUMMARY:** The proposed resolution authorizes and approves submission of a completed application for financial assistance and project approval to the New Mexico Finance Authority to (1) refund and defease the city of Santa Fe, New Mexico's outstanding water utility system/capital outlay gross receipts tax revenue bonds, Series 2009A (tax-exempt) and Series 2009B (taxable direct-payment Build America Bonds) and (2) amend and restructure the city's outstanding 2008 Drinking Water State Revolving Fund Loan Agreement #1475-DW and 2013 Drinking Water State Revolving Fund Loan Agreement #2696-DW.

**PREPARED BY:** Rebecca Seligman, Legislative Liaison Assistant

**FISCAL IMPACT:**

**DATE:** March 29, 2016

**ATTACHMENTS:** Resolution

1 CITY OF SANTA FE, NEW MEXICO

2 RESOLUTION NO. \_\_\_\_

3 INTRODUCED BY:

4  
5 Mayor Javier M. Gonzales

6 Councilor Joseph Maestas

7  
8  
9  
10 A RESOLUTION

11 AUTHORIZING AND APPROVING SUBMISSION OF A COMPLETED APPLICATION  
12 FOR FINANCIAL ASSISTANCE AND PROJECT APPROVAL TO THE NEW MEXICO  
13 FINANCE AUTHORITY TO (1) REFUND AND DEFEASE THE CITY OF SANTA FE, NEW  
14 MEXICO'S OUTSTANDING WATER UTILITY SYSTEM/CAPITAL OUTLAY GROSS  
15 RECEIPTS TAX REVENUE BONDS, SERIES 2009A (TAX-EXEMPT) AND SERIES 2009B  
16 (TAXABLE DIRECT-PAYMENT BUILD AMERICA BONDS) AND (2) AMEND AND  
17 RESTRUCTURE THE CITY'S OUTSTANDING 2008 DRINKING WATER STATE  
18 REVOLVING FUND LOAN AGREEMENT #1475-DW AND 2013 DRINKING WATER  
19 STATE REVOLVING FUND LOAN AGREEMENT #2696-DW.

20  
21 WHEREAS, the City of Santa Fe, New Mexico ("Governmental Unit") is a qualified entity  
22 under the New Mexico Finance Authority Act, Sections 6-21-1 through 6-21-31, NMSA 1978  
23 ("Act"), and the Santa Fe Governing Body is authorized to borrow funds and/or issue bonds for  
24 financing of public projects or for refinancing of outstanding bonds for benefit of the Governmental  
25 Unit; and

1           **WHEREAS**, the New Mexico Finance Authority ("Finance Authority") has instituted a  
2 program for financing of projects from the public project revolving fund created under the Act and  
3 has developed an application procedure whereby the Governing Body may submit an application  
4 ("Application") for financial assistance from the Finance Authority for public projects; and

5           **WHEREAS**, the Governing Body has undertaken a plan to (1) refund, refinance and defease  
6 its outstanding Water Utility System/Capital Outlay Gross Receipts Tax Revenue Bonds, Series  
7 2009A (Tax-Exempt) and Series 2009B (Taxable Direct-Payment Build America Bonds) and (2)  
8 amend and restructure the Governmental Unit's 2008 Drinking Water State Revolving Fund Loan  
9 Agreement #1475-DW and 2013 Drinking Water State Revolving Fund Loan Agreement #2696-DW  
10 to remove the pledge of the City's Capital Outlay Gross Receipts Tax Revenues (collectively,  
11 "Project") for the benefit of the Governmental Unit; and

12           **WHEREAS**, the application prescribed by the Finance Authority has been completed and  
13 submitted to the Governing Body and this resolution ratifying and approving submission of the  
14 completed Application to the Authority for its consideration and review is required as part of the  
15 Application.

16           **NOW THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE**  
17 **CITY OF SANTA FE, NEW MEXICO:**

18           Section 1.       All action (not consistent with the provision hereof) heretofore taken by the  
19 Governing Body and the officers and employees thereof directed toward the Application and the  
20 Project, be and the same is hereby ratified, approved and confirmed.

21           Section 2.       The completed Application submitted to the Governing Body, be and the  
22 same is hereby ratified, approved and confirmed.

23           Section 3.       Authorized Officers and employees of the Governmental Unit are hereby  
24 directed and requested to submit the completed Application to the Finance Authority for its review,  
25 and are further authorized to take such other action as may be requested by the Finance Authority in

1 its consideration and review of the Application and to further proceed with arrangements for  
2 financing and undertaking the Project.

3 Section 4. All acts and resolutions in conflict with this resolution are hereby rescinded,  
4 annulled and repealed.

5 Section 5. This resolution shall take effect immediately upon its adoption.

6 PASSED APPROVED AND ADOPTED this \_\_\_\_ day of \_\_\_\_\_, 2016.

7  
8 By \_\_\_\_\_

9 JAVIER M. GONZALES, MAYOR

10 ATTEST:

11  
12 \_\_\_\_\_  
13 YOLANDA Y. VIGIL, CITY CLERK

14 APPROVED AS TO FORM:

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16 \_\_\_\_\_  
17 KELLEY A. BRENNAN, CITY ATTORNEY