

**RESOLUTION DIRECTING THE PUBLICATION OF NOTICE OF
INTENTION TO ISSUE CITY OF JEWETT, TEXAS, COMBINATION TAX AND
REVENUE CERTIFICATES OF OBLIGATION, SERIES 2009
AND OTHER MATTERS RELATED THERETO**

**THE STATE OF TEXAS §
COUNTY OF LEON §
CITY OF JEWETT §**

WHEREAS, the City Council (the "Council") of the City of Jewett, Texas (the "City") has determined it to be in the City's best interest to issue certificates of obligation for paying all or a portion of the City's contractual obligations incurred or to be incurred in connection with (i) constructing improvements and extensions to the City's waterworks system (the "System") including improvements to the System and (ii) legal, fiscal and engineering fees in connection with such projects (collectively, the "Project"); and

WHEREAS, the Council has deemed it advisable to give notice of intention to issue the Certificates in a maximum principal amount not to exceed \$1,528,000 pursuant to the provisions of the Certificate of Obligation Act of 1971, Section 271.041 et seq., Local Government Code, as amended (the "Act"), for the purpose of financing the Project; and

WHEREAS, prior to the issuance of the Certificates, the City is required under the Act to publish notice of its intention to issue the Certificates once a week for two consecutive weeks in a newspaper of general circulation in the City with the first publication to be at least 31 days before the date tentatively set for passage of the Ordinance authorizing the Certificates, the notice stating: (i) the time and place tentatively set for the passage of the ordinance authorizing the issuance of the Certificates, (ii) the maximum amount and purpose of the Certificates to be authorized, and (iii) the manner in which the Certificates will be paid; and

WHEREAS, the meeting at which this Resolution is adopted was open to the public and public notice of the time, place and purpose of the meeting was given, all as required by Chapter 551, Texas Government Code, as amended.

**THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF JEWETT,
TEXAS:**

1. Attached hereto as Exhibit "A" is a form of the Notice of Intention to issue the Certificates the form and substance of which is hereby adopted and approved.

2. The City Secretary or other authorized representatives of the City, shall cause each of the notices to be published in substantially the form attached hereto, in a newspaper of general circulation in the City, for two consecutive weeks, the date of the first publication to be at least 31 days prior to the time set for the adoption of the ordinance authorizing issuance of the Certificates, as shown in the notice.

3. This Resolution shall become effective immediately upon adoption. The Mayor and City Secretary are hereby authorized and directed to execute the certificate to which this Resolution is attached on behalf of the City. The Mayor and City Secretary are further authorized to do any and all things proper and necessary to carry out the intent of this Resolution including approving appropriate changes to the notice.

4. The Council hereby authorizes the disbursement of a fee equal to the lesser of (i) one-tenth of one percent of the principal amount of each series of obligations being issued or (ii) \$9,500 for each series, provided that such fee shall not be less than \$750, to the Attorney General of Texas Public Finance Division for payment of the examination fee charged by the State of Texas for the Attorney General's review and approval of public securities and credit agreements, as required by Section 1202.004 of the Texas Government Code. The appropriate member of the City's staff is hereby instructed to take the necessary measures to make this payment. The City is also authorized to reimburse the appropriate City funds for such payment from proceeds of the certificates of obligation.

PASSED, APPROVED AND EFFECTIVE this February 12, 2009.



Judi Kirkpatrick, Mayor

ATTEST:



Virginia S. Sitton, City Secretary/Administrator

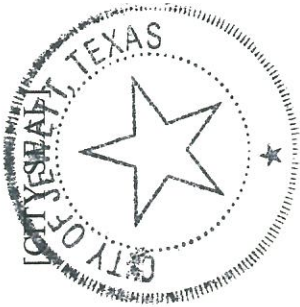


EXHIBIT A

**CITY OF JEWETT, TEXAS
NOTICE OF INTENTION TO ISSUE
COMBINATION TAX AND REVENUE
CERTIFICATES OF OBLIGATION, SERIES 2009,
IN THE AGGREGATE PRINCIPAL AMOUNT NOT
TO EXCEED \$1,528,000**

NOTICE IS HEREBY GIVEN that it is the intention of the City Council (the "Council") of the City of Jewett, Texas, to issue interest bearing certificates of obligation of the City entitled "City of Jewett, Texas, Combination Tax and Revenue Certificate of Obligation, Series 2009," for (i) constructing improvements and extensions to the City's waterworks system (the "System") including improvements to the System and (ii) legal, fiscal and engineering fees in connection with such projects. The Council tentatively proposes to authorize the issuance of such certificates of obligation at its regular meeting place in the City Hall, 114 North Broadway Street, Jewett, Texas, to commence at 6:00 p.m., on the 23rd day of March, 2009. The maximum amount of Certificates of Obligation that may be authorized for such purpose is \$1,528,000. The Council presently proposes to provide for the payment of such Certificates of Obligation from the levy and collection of ad valorem taxes in the City as provided by law and is additionally secured by and payable from the surplus revenues of the System, in an amount not to exceed \$1,000, remaining after payment of all operation and maintenance expenses thereof, and all debt service, reserve and other requirements in connection with all of the Issuer's revenue bonds or other obligations (now or hereafter outstanding) that are payable from all or part of said revenues.

CITY OF JEWETT, TEXAS

**ACKNOWLEDGMENT OF NOTICE OF
SPECIAL MEETING FOR ABSENTEES**

**THE STATE OF TEXAS
COUNTY OF LEON
CITY OF JEWETT**

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The undersigned officer or member of the City Council of the captioned City hereby acknowledges and certifies that he or she was duly and sufficiently notified officially and personally, in advance, of the time, place and purpose of the Special Meeting of the City Council which was held at the regular meeting place of the City on February 12, 2009, for the purpose of approving a Resolution by the City Council of the City of Jewett, Texas, Directing the Publication of Notice of Intention to Issue Certificates of Obligation, and that he or she consented, in advance, to the holding of the Special Meeting for such purposes.

EXECUTED AND DELIVERED THIS ____ day of _____, 2009.

Signature of Absentee

Name of Absentee

CERTIFICATE FOR RESOLUTION

THE STATE OF TEXAS
COUNTY OF LEON
CITY OF JEWETT

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We, the undersigned officers and members of the City of Jewett, Texas (the "City"), hereby certify as follows:

1. The City Council of the City (the "Council") convened in a SPECIAL MEETING ON THE 12TH DAY OF FEBRUARY, 2009, at the regular designated meeting place (the "Meeting"), and the roll was called of the duly constituted officers and members of the City, to-wit:

Judi Kirkpatrick, Mayor
Phyllis Steger, Council Member
Carmen Flores, Council Member
Jimmy Mills, Council Member
Tammy Coulter, Council Member
Bessie Woodall, Council Member

and all of the persons were present, except the following absentees: _____,
thus constituting a quorum. Whereupon, among other business, the following was transacted at the Meeting: a written


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was duly introduced for the consideration of the Council. It was then duly moved and seconded that the Resolution be passed; and, after due discussion, said motion carrying with it the passage of the Resolution, prevailed and carried by the following vote:

AYES: 5
NOES: 0

2. A true, full and correct copy of the Resolution passed at the Meeting described in the above and foregoing paragraph is attached to and follows this Certificate; that the Resolution has been duly recorded in the Council's minutes of the Meeting; that the above and foregoing paragraph is a true, full and correct excerpt from the Council's minutes of the Meeting pertaining to the passage of the Resolution; that the persons named in the above and foregoing paragraph are the duly chosen, qualified and acting city officials as indicated therein; that each of the elected officials and members of the Council was duly and sufficiently notified officially and personally, in advance, of the time, place and purpose of the Meeting, and that the Resolution would be introduced and considered for passage at the Meeting, and each of the elected officials and members consented, in advance, to the holding of the Meeting for such purpose, and that the Meeting was open to the public and public notice of the time, place and purpose of the meeting was given, all as required by Chapter 551, Government Code, as amended.

SIGNED AND SEALED the 12th day of February, 2009.


Virginia S. Sitton, City Secretary/Administrator


Judi Kirkpatrick, Mayor

