## ORDER: ADOPT RESOLUTION OF INTENT TO ISSUE GENERAL OBLIGATION BONDS FOR UP TO \$20,000,000.00 FOR THE CONSTRUCTION OF WEST OXFORD LOOP, PHASE 2 AND EXTENSION OF SHERIFF'S DEPARTMENT AND DETENTION CENTER

Motion was made by Larry Gillespie, duly seconded by Chad McLarty, to adopt Resolution of Intent to issue General Obligation Bonds for up to \$20 million for the construction of West Oxford Loop, Phase 2 and extension of Sheriff's Department and Detention Center.

The vote on the motion was as follows:

Supervisor Brent Larson, voted absent Supervisor Larry Gillespie, voted yes Supervisor David Rikard, voted yes Supervisor Chad McLarty, voted yes Supervisor Mike Roberts, voted yes

After the vote, President Roberts, declared the motion carried, this the 6<sup>th</sup> day of March, 2023.

Mike Roberts, President Board of Supervisors Sherry Wall, Chancery Clerk

There came on for consideration the matter of providing financing for certain capital improvements for Lafayette County, Mississippi, and after a discussion of the subject matter, Supervisor Gillespie offered and moved the adoption of the following resolution:

RESOLUTION DECLARING THE INTENTION OF THE BOARD OF SUPERVISORS OF LAFAYETTE COUNTY, MISSISSIPPI TO EITHER ISSUE GENERAL OBLIGATION BONDS OF THE COUNTY, ISSUE A GENERAL OBLIGATION BOND OF THE COUNTY FOR SALE TO THE MISSISSIPPI DEVELOPMENT BANK OR ENTER INTO A LOAN WITH THE MISSISSIPPI DEVELOPMENT BANK, ALL IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED TWENTY MILLION AND NO/100THS DOLLARS (\$20,000,000) TO RAISE MONEY FOR THE PURPOSE OF (A) PURCHASING OR ERECTING, EQUIPPING, REPAIRING, RECONSTRUCTING, REMODELING AND ENLARGING COUNTY BUILDINGS, COURTHOUSES, OFFICE BUILDINGS AND RELATED FACILITIES, AND THE PURCHASE OF LAND THEREFOR, (B) CONSTRUCTING, RECONSTRUCTING, AND REPAIRING ROADS, HIGHWAYS AND BRIDGES, AND ACQUIRING THE NECESSARY LAND, INCLUDING LAND FOR ROAD BUILDING MATERIALS, AND ACQUIRING RIGHTS-OF-WAY THEREFOR, AND THE PURCHASE OF HEAVY CONSTRUCTION EQUIPMENT AND ACCESSORIES THERETO REASONABLY REQUIRED TO CONSTRUCT, REPAIR AND RENOVATE ROADS, HIGHWAYS AND BRIDGES AND APPROACHES THERETO WITHIN SAID COUNTY, AND (C) PROVIDING FOR SUCH OTHER COSTS AS ARE AUTHORIZED BY SECTIONS 19-9-1 ET SEO. MISSISSIPPI CODE OF 1972, AS AMENDED AND SUPPLEMENTED; DIRECTING THE PUBLICATION OF A NOTICE OF SUCH INTENTION: AND FOR RELATED PURPOSES.

WHEREAS, the Board of Supervisors of Lafayette County, Mississippi (the "Governing Body"), acting for and on behalf of Lafayette County, Mississippi (the "County"), is authorized by Sections 19-9-1 et seq., Mississippi Code of 1972, as amended and supplemented (the "County Bond Act"), to issue general obligation bonds for the purposes set forth therein, including, but not limited to, (a) purchasing or erecting, equipping, repairing, reconstructing, remodeling and enlarging county buildings, courthouses, office buildings and related facilities, and the purchase of land therefor, (b) constructing, reconstructing, and repairing roads, highways and bridges, and acquiring the necessary land, including land for road building materials, and acquiring rights-of-way therefor, and the purchase of heavy construction equipment and accessories thereto reasonably required to construct, repair and renovate roads, highways and bridges and approaches thereto within the County, and (c) providing for such other costs as are authorized by the County Bond Act (collectively, the "Project"); and

WHEREAS, the Governing Body, acting for and on behalf of the County, is also authorized under the County Bond Act and Sections 31-25-1 et seq., Mississippi Code of 1972, as amended and supplemented (the "Bank Act"), and other applicable laws of the State of Mississippi (the "State"), to (a) issue a general obligation bond of the County to be sold to the Mississippi

Development Bank (the "Bank") to finance the costs of the Project, or (b) enter into a loan with the Bank to borrow money to finance the costs of the Project; and

WHEREAS, the Project is in accordance with and in furtherance of the provisions of the County Bond Act and the Bank Act; and

WHEREAS, the Governing Body is authorized pursuant to the County Bond Act and/or the Bank Act to provide financing for the costs of the Project either (a) through the issuance of general obligation bonds of the County (the "Bonds"), (b) through the issuance of a general obligation bond of the County to be sold to the Bank (the "County Bond"), or (c) by entering into a loan with the Bank to borrow money from the Bank (the "Loan"), all in a total aggregate principal amount not to exceed Twenty Million and No/100ths Dollars (\$20,000,000); and

WHEREAS, the County Bond or the Loan will be funded with the proceeds of limited obligation bonds to be issued by the Bank; and

WHEREAS, as of February 1, 2023, the assessed value of all taxable property within the County, according to the last completed assessment for taxation, is Eight Hundred Sixteen Million Six Hundred Sixty-One Thousand Two Hundred Four Dollars (\$816,661,204), the County has outstanding bonded indebtedness as subject to the fifteen percent (15%) debt limit prescribed by Section 19-9-5 of the County Bond Act in the amount of Sixteen Million Two Hundred Ten Thousand Dollars (\$16,210,000), and the County has outstanding bonded and floating indebtedness as subject to the twenty percent (20%) debt limit prescribed by Section 19-9-5 of the County Bond Act, in the amount of Sixteen Million Two Hundred Ten Thousand Dollars (\$16,210,000); and

WHEREAS, the Bonds, the County Bond, or the Loan, when added to the outstanding bonded indebtedness of the County, including any indebtedness of the County issued subsequent to the adoption of this resolution but prior to the issuance of the Bonds or the County Bond or entering into the Loan, will not result in bonded indebtedness, exclusive of indebtedness not subject to the aforesaid fifteen percent (15%) debt limit, of more than fifteen percent (15%) of the assessed value of all taxable property within the County, and will not result in indebtedness, both bonded and floating, exclusive of indebtedness not subject to the aforesaid twenty percent (20%) debt limit, in excess of twenty percent (20%) of the assessed value of all taxable property within the County, and will not exceed any constitutional or statutory limitation upon indebtedness which may be incurred by the County; and

WHEREAS, there has been no increase in said bonded and floating general obligation indebtedness of the County since February 1, 2023; and

WHEREAS, it would be in the best interest of the County for the Governing Body to provide financing for the costs of the Project by borrowing money through the issuance of the Bonds or the County Bond or by entering into the Loan, all in accordance with the County Bond Act and/or the Bank Act; and

WHEREAS, in connection with the Project, the County expects to incur expenses for which the County will advance internal funds; and

WHEREAS, the County desires to be able to reimburse itself for all or a portion of such expenses of the Project from the proceeds of the Bonds, the County Bond or the Loan; and

WHEREAS, the Governing Body is authorized and empowered by the County Bond Act and/or the Bank Act to issue the Bonds or the County Bond or enter into the Loan for the purposes as hereinafter set forth and there are no other available funds on hand or available from regular sources of income for such purposes.

## NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE COUNTY, ACTING FOR AND ON BEHALF OF THE COUNTY, AS FOLLOWS:

**SECTION 1.** The Governing Body, acting for and on behalf of the County, hereby declares its intention to either (a) issue and sell the Bonds, (b) issue and sell the County Bond to the Bank, or (c) enter into the Loan with the Bank to borrow money from the Bank, all in a total aggregate principal amount not to exceed Twenty Million and No/100ths Dollars (\$20,000,000).

**SECTION 2.** The Bonds or the County Bond are to be issued and the Loan entered into to raise money for the purpose of financing the Project in accordance with the County Bond Act and/or the Bank Act.

**SECTION 3.** The Bonds or the County Bond may be issued in one or more series and, if issued, will be general obligations of the County payable as to principal and interest out of and secured by an irrevocable pledge of the avails of a direct and continuing tax to be levied annually without limitation as to time, rate or amount upon all the taxable property within the geographical limits of the County. The Loan will be payable from available revenues of the County and will not constitute an indebtedness of the County within the meaning of any constitutional or statutory restrictions, limitations, or provisions, and the taxing power of the County will not be pledged to the payment of the Loan.

SECTION 4. The Governing Body proposes to direct the issuance of all or any portion of the Bonds or the County Bond or to authorize the Loan in the amount and for the purposes and secured as aforesaid at a meeting of the Governing Body to be held at its usual meeting place in the Lafayette County Chancery Court Building located at 300 North Lamar Boulevard, Oxford, Mississippi, at the hour of 8:00 o'clock a.m. on April 3, 2023, or at some meeting or meetings subsequent thereto; provided, however, that if twenty per cent (20%), or fifteen hundred (1500), whichever is less, of the qualified electors of the County shall file a written protest with the Clerk of the Governing Body (the "Clerk") against the issuance of the Bonds or the County Bond or the authorization of the Loan on or before the aforesaid date and hour, then the Bonds or the County Bond shall not be issued or the Loan shall not be entered into unless approved at an election on the question thereof called and held as is provided by law; provided, further that if no protest is filed, then the Bonds or the County Bond may be issued and sold in one or more series or the County may enter into the Loan without an election on the question of the issuance thereof at any time within a period of two (2) years after April 3, 2023.

**SECTION 5.** The Clerk is hereby directed to publish a copy of this resolution once a week for at least three (3) consecutive weeks in *The Oxford Eagle*, a newspaper published in and having a general circulation in the County and qualified under the provisions of Section 13-3-31,

Mississippi Code of 1972, as amended and supplemented from time to time, with the first publication being not less than twenty-one (21) days prior to the date set forth in Section 4 of this resolution, and the last publication being made not more than seven (7) days prior to such date.

**SECTION 6.** The Clerk is hereby directed to procure from the publisher of the aforesaid newspaper the customary proof of the publication of this resolution and have the same before the Governing Body on the date and hour specified in Section 4 hereof.

**SECTION 7.** The County hereby declares its official intent to reimburse itself from the proceeds of the Bonds, the County Bond and/or the Loan for expenses incurred with respect to the Project. This resolution is intended as a declaration of official intent under Treasury Regulation 1.150-2. The Bonds, the County Bond or the Loan will not exceed the aggregate principal amount of Twenty Million and No/100ths Dollars (\$20,000,000).

**SECTION 8.** If any one or more of the provisions of this resolution shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any of the other provisions of this resolution, but this resolution shall be construed and enforced as if such illegal or invalid provision or provisions had not been contained herein.

Supervisor McLarty seconded the motion to adopt the foregoing resolution, and the question being put to a roll call vote, the result was as follows:

Supervisor Brent Larson voted: ABSENT
Supervisor Larry Gillespie voted: AYE
Supervisor David Rikard voted: AYE
Supervisor Chad McLarty voted: AYE
Supervisor Mike Roberts voted: AYE

The motion having received the affirmative vote of a majority of the members of the Board of Supervisors present, being a quorum of said Board of Supervisors, the President declared the metion carried and the resolution adopted this 6<sup>th</sup> day of March, 2023.

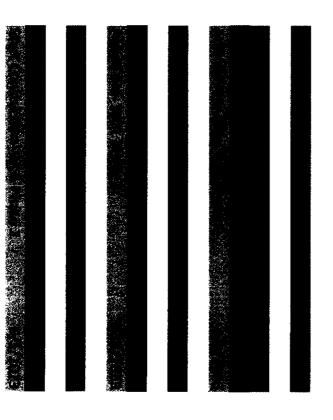
President of the Board of Supervisors of Lafayette County, Mississippi

Clerk of the Board of Supervisors of Lafayette County, Mississippi

67969676.v1

Sheriff Dept Expansion	
Revenues:	
GO Bond Issue	\$13,000,000.00
State money?	\$1,000,000.00
Budgeted money	\$1,500,000.00
Expenses:	
Construction Costs	-\$14,000,000.00
Design, Owner furnished items	<u>-\$1,500,000.00</u>
Balance	\$0.00

Timeline:



West Oxford Loop- Phase 2	e 2
Revenues:	
Bond Issue- Modernization \$	\$6,500,000.00
State money	\$2,000,000.00
Expenses:	
Construction Costs	-\$7,500,000.00
Contingency	-\$500,000.00
Balance	\$500,000.00

y - 1 Offering Document wil

Offering Documents

G/O - Series 2023 - Public Improvements - Admin Complex Lafayette County - 1 Offering Document with Series A 6/1/2034 6/1/2029 6/1/2025 6/1/2023 Dated & Delivery Date - 6/1/23 Avg coupon Avg life 6/1/2033 6/1/2032 12/1/203 12/1/2028 12/1/2027 12/1/2039 12/1/2036 12/1/2035 12/1/2034 12/1/2033 12/1/2030 12/1/2029 6/1/2028 6/1/2026 12/1/2025 12/1/2024 6/1/2024 12/1/2023 12/1/2042 12/1/2041 6/1/2041 12/1/2040 6/1/2040 6/1/2039 12/1/2038 6/1/2038 12/1/2037 6/1/2037 6/1/2036 6/1/2035 12/1/2032 6/1/2031 6/1/2030 6/1/2027 2/1/2026 Total 13,000,000 Principal 4.00000000% 4.00000000% 435,000 920,000 645,000 785,000 730,000 595,000 575,000 510,000 455,000 820,000 675,000 620,000 555,000 530,000 490,000 470,000 885,000 850,000 755,000 700,000 11.795 4.000% 4.000% 4.000% 4.000% 4.000% 4.000% 4.000% 4.000% 4.000% 4.000% 4.000% 4.000% 4.000% 4.000% Interest 4.000% 4.000% 4.000% 4,000% 4.000% 4.000% Rate 6,133,600.00 260,000.00 114,900.00 232,800.00 Payment 128,900.00 128,900.00 142,400.00 155,300.00 155,300.00 167,700.00 167,700.00 179,600.00 179,600.00 191,100.00 191,100.00 202,200.00 202,200.00 212,800.00 212,800.00 223,000.00 223,000.00 232,800.00 242,200.00 242,200.00 251,300.00 251,300.00 Interest 100,300.00 100,300.00 114,900.00 142,400.00 18,400.00 18,400.00 36,100.00 69,500.00 85,200.00 53,100.00 53,100.00 69,500.00 85,200.00 36,100.00 90 Discount Premium 19,133,600.00 Payment 955,000.00 Total 959,000.00 955,600.00 959,800.00 957,800.00 959,800.00 955,600.00 955,400.00 954,200.00 957,200.00 959,400.00 955,600.00 956,000.00 955,600.00 954,400.00 957,600.00 956,800.00 957,200.00 956,200.00 955,400.00 Outstanding 11,150,000 11,640,000 12,110,000 10,640,000 10,110,000 12,565,000 13,000,000 8,385,000 8,980,000 9,555,000 1,805,000 3,475,000 4,260,000 5,015,000 5,745,000 6,445,000 7,765,000 Bonds 2,655,000 7,120,000 920,000 0.00 0.00 9.0 Avg life G/O - Series 2023 - Public Improvements - Roads Lafayette County - 1 Offering Document with Series B 6/1/2036 6/1/2041 6/1/2032 6/1/2031 6/1/2027 6/1/2025 6/1/2023 Avg coupon 6/1/2037 12/1/2035 6/1/2034 12/1/2033 6/1/2030 12/1/2029 6/1/2029 12/1/2028 6/1/2028 12/1/2026 6/1/2026 12/1/2029 6/1/2024 12/1/2040 12/1/2039 12/1/2038 12/1/2037 12/1/2036 6/1/2035 12/1/2034 6/1/2033 12/1/2031 12/1/2030 12/1/2027 12/1/2024 12/1/2042 12/1/2041 6/1/2040 6/1/2039 6/1/2038 12/1/2032 12/1/2029 Dated & Delivery Date - 6/1/23 4.0000000% Principal 4.00000000% 6,500,000 540,000 660,000 710,000 685,000 635,000 000,013 585,000 565,000 770,000 740,000 5.821 4.000% 4.000% 4.000% 4.000% 4.000% 4.000% 4.000% 4.000% Rate 4.000% 4.000% Interest 1,513,400.00 119,200.00 130,000.00 130,000.00 Payment 71,300.00 107,900.00 107,900.00 119,200.00 Interest 58,100.00 58,100.00 84,000.00 84,000.00 96,200.00 96,200.00 30,200.00 30,200.00 44,400.00 44,400.00 71,300.00 15,400.00 15,400.00 Discount 8 Premium 8,013,400.00 Payment 802,600.00 Total 800,800.00 800,400.00 798,800.00 801,200.00 803,000.00 802,400.00 800,800.00 803,400.00 800,000.00 Outstanding 5,960,000 6,500,000 1,510,000 2,220,000 2,905,000 3,565,000 4,200,000 4,810,000 5,395,000 Bonds 770,000 0.00 9 99 6/1/2030 12/1/2030 6/1/2029 12/1/2029 6/1/2023 6/1/2028 6/1/2025 6/1/2038 12/1/2033 12/1/2032 6/1/2032 12/1/2031 Avg life G/O - Series 2023 - Public improvements - Admin Complex & Roads Lafayette County - Issued as Combined 1 Series 12/1/2040 6/1/2039 12/1/2038 12/1/2036 12/1/2035 12/1/2034 6/1/2033 6/1/2031 12/1/2028 12/1/2027 6/1/2027 12/1/2026 6/1/2026 12/1/2025 12/1/2024 6/1/2024 12/1/2023 Avg coupon 12/1/2042 12/1/2041 6/1/2040 12/1/2039 12/1/2037 6/1/2035 6/1/2034 6/1/2041 6/1/2037 6/1/2036 6/1/2043 6/1/2042 Date Dated & Delivery Date - 6/1/23 Principal 1,240,000 9,500,000 1,190,000 1,390,000 1,335,000 1,285,000 1,145,000 1,100,000 1,020,000 ,055,000 975,000 920,000 885,000 820,000 755,000 700,000 675,000 730,000 850,000 785,000 645,000 4.000% 4.000% 9.804 4.000% 4.000% 4.000% 4.000% 4.000% 4.000% 4.000% 4.000% 4.000% 4.000% 4.000% 4.000% 4,000% 4.0009 4.000% Interest 4.000% 4.000% 4.000% 4.000% 4.000% Rate Payment ,647,000.00 Interest 114,900.00 155,300.00 183,100.00 209,800.00 350,100.00 390,000.00 142,400.00 142,400.00 155,300.00 183,100.00 209,800.00 235,500.00 235,500.00 260,300.00 284,100.00 284,100.00 307,000.00 329,000.00 350,100.00 370,500.00 370,500.00 18,400.00 18,400.00 100,300.00 100,300.00 114,900.00 128,900.00 128,900.00 260,300.00 307,000.00 329,000.00 390,000.00 36,100.00 53,100.00 69,500.00 85,200.00 36,100.00 53,100.00 69,500.00 85,200.00 용 Premium Discount 27,147,000.00 1,754,600.00 1,758,000.00 1,755,200.00 1,761,000.00 1,756,200.00 1,756,000.00 1,760,600.00 1,758,200.00 1,759,000.00 1,755,000.00 Payment 957,200.00 955,400.00 955,600.00 957,800.00 955,600.00 Total 956,800.00 956,200.00 959,000.00 959,800.00 959,800.00 Outstanding 11,775,000 13,015,000 14,205,000 15,350,000 16,450,000 17,505,000 18,525,000 19,500,000 10,490,000 2/16/2023 Bonds 2,655,000 3,475,000 4,260,000 5,015,000 5,745,000 6,445,000 7,765,000 9,155,000 1,805,000 7,120,000 920,000 90,0 99 8

A Charles