

RESOLUTION NO.: R-2014-046

A RESOLUTION RELATING TO THE DECLARATION OF INTENT BY THE CITY OF COLUMBIA, SOUTH CAROLINA, TO ISSUE SPECIAL OBLIGATION BONDS (HOSPITALITY FEE PLEDGE) OR OTHER TAX-EXEMPT OBLIGATIONS AND TO REIMBURSE CERTAIN EXPENDITURES PRIOR TO THE ISSUANCE BY THE CITY OF SUCH BONDS OR OBLIGATIONS

WHEREAS, the Internal Revenue Service and U.S. Treasury Department have promulgated Section 1.150-2 of the Treasury Regulations (the "Regulations") that authorizes an issuer to reimburse itself for expenditures made with respect to projects prior to the issuance of tax-exempt bonds for such projects; and,

WHEREAS, the Regulations require that the governing body of the political subdivision declare an official intent to reimburse an expenditure not later than sixty (60) days after the payment of the expenditure; and,

WHEREAS, the City of Columbia, South Carolina (the "City"), anticipates incurring certain expenditures in an approximate amount of not exceeding \$29,000,000.00 (the "Expenditures") with respect to the acquisition, by construction or purchase, renovation, equipment or installation of a multi-use sports entertainment facility which Expenditures may be made prior to the issuance by the City of tax-exempt bonds or other obligations for such purposes; NOW, THEREFORE,

BE IT RESOLVED, by the Mayor and City Council of the City of Columbia, South Carolina, this 8th day of April, 2014, as follows:

Section 1. The City Council hereby declares its intent to issue tax-exempt debt in the form of Special Obligation Bonds (Hospitality Fee Pledge) pursuant to Title 6, Chapter 17, and Title 6, Chapter 1, Article 7, Code of Laws of South Carolina 1976, as amended, or other tax-exempt obligations (collectively, the "Bonds") to finance all or a portion of the costs of the Project.

Section 2. The City Council hereby declares that this Resolution shall constitute its declaration of official intent pursuant to Regulation § 1.150-2, to reimburse the City from the proceeds of the Bonds for any Expenditures made prior to the issuance of the Bonds, subject to other limitations contained herein.

Section 3. The City understands that Expenditures which may be reimbursed are limited to Expenditures which are (a) properly chargeable to capital account (or would be so chargeable with a proper election or with the application of the definition of placed in service under Regulation §1.150-2) under general federal income tax principles; or (2) certain de minimis or preliminary expenditures satisfying the requirements of Regulation §1.150-2(f).

Section 4. The source of funds for the Expenditures with respect to the Project will be the City's hospitality tax account.

Section 5. To be eligible for reimbursement of the Expenditures, the reimbursement allocation must be made not later than 18 months after the later of (a) the date on which the Expenditures were paid, or (b) the date the Project was placed in service, but in no event more than three (3) years after the original Expenditures.

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Section 6. This Resolution shall be in full force and effect from and after its adoption as provided by law. This Resolution shall be made available for inspection during normal business hours by the general public at the office of the City.

Requested by:

Mayor Benjamin _____



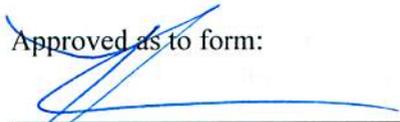
Mayor

Approved by:



City Manager

Approved as to form:



City Attorney

ATTEST:



City Clerk

Introduced: 4/8/2014
Final Reading: 4/8/2014