

RESOLUTION NO. R 2005-007

(Water and Sewer Projects)

RELATING TO THE DECLARATION OF INTENT BY THE CITY OF COLUMBIA, SOUTH CAROLINA, TO REIMBURSE CERTAIN EXPENDITURES PRIOR TO THE ISSUANCE BY THE CITY OF ITS WATERWORKS AND SEWER SYSTEM REVENUE BONDS.

ORIGINAL
STAMPED IN REC

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 prior to the incurrence of the expenditure; and

WHEREAS, the City of Columbia, South Carolina (the "City"), anticipates incurring certain expenditures in an approximate amount of not exceeding \$3,000,000 (the "Expenditures") with respect to (a) Lake Murray Water Treatment Plant upgrade; (b) headworks improvements, construction of an Administration Building and Maintenance Shop/Laboratory and SDACA and electrical upgrade at the Metro Wastewater Treatment Plant; (c) rehabilitation of water and sewer lines in the Five Points, Devine Street and Rosewood areas; and (d) installation and extension of various water and sewer lines, including engineering fees and costs (collectively, the "Projects"), prior to the issuance by the City of tax-exempt bonds for such purposes; and

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Columbia, South Carolina, as follows:

Section 1. 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 tax-exempt debt in the form of waterworks and sewer system revenue bonds of the City to be issued pursuant to Title 6, Chapter 17, Code of Laws of South Carolina 1976, as

amended, and General Bond Ordinance No. 93-43 of the City for Expenditures with respect to the Projects.

Section 2. The City understands that Expenditures which may be reimbursed are limited to Expenditures which are (a) properly chargeable to a 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).

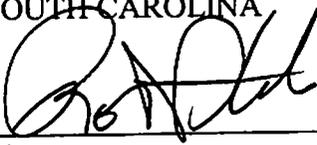
Section 3. The source of funds for the Expenditures with respect to the Projects will be the City's water and sewer reserve funds.

Section 4. 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 Projects were placed in service, but in no event more than three (3) years after the original Expenditures.

Section 5. 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.

Adopted in a meeting duly assembled this 16th day of February, 2005.

CITY OF COLUMBIA
SOUTH CAROLINA



Mayor

(SEAL)

ATTEST:



City Clerk

ORIGINAL
STAMPED IN RED