

**AN AMENDMENT TO THE RESOLUTION DECLARING INTENTION TO
ADVANCE FUNDING AND REIMBURSE SITE ACQUISITION AND RELOCATION
EXPENSES FOR THE NEW EMERGENCY OPERATIONS CENTER**

WHEREAS, the Fort Bend County Commissioners Court (the "Court") has approved, and Fort Bend County (the "County") is proceeding with the site acquisition and relocations expenses related to the new Emergency Operations Center (the "EOC");

WHEREAS, the County anticipates permanent funding to finance a portion of the capital costs of the EOC through the issuance of County bonds, notes or other obligations (collectively, the "Bonds") after the date hereof;

WHEREAS, on October 22, 2019, the Court adopted the findings set out in the preamble of a Resolution Declaring Intention to Advance Funding and Reimburse Site Acquisition and Relocation Expenses for the New Emergency Operations Center and declared its intent within the meaning of Treasury Regulation § 1.150-2, as promulgated under the Internal Revenue Code of 1986, as amended, to issue Bonds to pay the costs of the EOC, of which a maximum amount of \$1,000,000.00 was expected to be used to reimburse the County for capital expenditures paid in connection with the EOC prior to the issuance of the Bonds; and

WHEREAS, the County now anticipates an additional \$500,000.00 in permanent funding will be needed to finance a portion of the capital costs of the EOC through the issuance of Bonds after the date hereof, for a minimum aggregate principal amount of approximately \$1,500,000.00, of which not more than \$1,500,000.00 is expected to be used for the EOC and cost of issuance;

WHEREAS, no funds of the County are, or are reasonably expected to be, allocated, reserved, or otherwise set aside in the County's budget on a long-term basis to pay the cost of the EOC;

WHEREAS, the Bonds will be payable from taxes levied, assessed and collected by the County;

WHEREAS, the County now anticipates that after the date hereof and prior to the issuance of the Bonds, it will be obligated to pay certain costs constituting expenditures properly chargeable to a capital account (under general federal income tax principles) in connection with the EOC in the aggregate amount of not more than \$1,500,000.00 (herein, the "Expenditures");

WHEREAS, the money to be used to pay the Expenditures set forth in this Resolution is in the General Fund (herein, the "Fund"), the general purpose and function of which is used to pay operating and maintenance expenditures of the County and such money is not appropriated for any other purpose;

WHEREAS, the County reasonably expects that it will be reimbursed for the Expenditures with proceeds of the Bonds; and

WHEREAS, after the issuance of the Bonds, County will: (1) evidence each allocation of proceeds of the Bonds to the reimbursement of the Expenditures with an entry in its books and records maintained with respect to the Bonds, and (2) identify in such entry the actual prior Expenditure being reimbursed or the fund from which the Expenditure was made.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSIONERS COURT OF FORT BEND COUNTY, TEXAS THAT:

Section 1. The Court hereby amends its action taken October 22, 2019 on the Resolution Declaring Intention to Advance Funding and Reimburse Site Acquisition and Relocation Expenses for the New Emergency Operations Center, and adopts the findings set out in the preamble hereof and declares its intent within the meaning of Treasury Regulation § 1.150-2, as promulgated under the Internal Revenue Code of 1986, as amended, to issue Bonds to pay the costs of the EOC, of which a maximum amount of \$1,500,000.00 is expected to be used to reimburse the County for capital expenditures paid in connection with the EOC prior to the issuance of the Bonds.

Section 2. The County will maintain this Resolution at the office of the County Clerk at 301 Jackson Street, Richmond, Texas 77469 and make it continuously available for inspection by the general public during normal business hours on business days beginning within thirty (30) days after the date of this Resolution.

PASSED AND APPROVED this _____, 2020.

KP George, County Judge
Fort Bend County, Texas

Laura Richard, County Clerk

(SEAL)