

**A RESOLUTION DECLARING INTENTION TO ADVANCE FUNDING
AND REIMBURSE EXPENDITURES RELATED TO THE FM 723 ROAD PROJECT**

WHEREAS, the Fort Bend County Commissioners Court (the "Court") is preparing to consider, and Fort Bend County (the "County") is proposing to participate in the improvements to FM 723 (the "Project");

WHEREAS, the County anticipates permanent funding to finance the capital cost of the Project through the issuance of County Bonds, notes or other obligations (collectively, the "Bonds") after the date hereof, currently expected to have a minimum aggregate principal amount of \$2,444,638.00, of which not more than \$2,444,638.00 is expected to be used to fund the Project 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 Project;

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

WHEREAS, the County 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 cost of the Project in the aggregate amount of not more than \$2,444,638.00 (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 issuance of the Bonds, the County will: (1) evidence each allocation 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 Expenditures being reimbursed or the fund from which the Expenditures were made.

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

Section 1. The Court hereby 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 cost of the

Project, of which a maximum amount of \$2,444,638.00 is expected to be used to reimburse the County for capital expenditures paid in connection with the Project prior to issuance of the Bonds.

Section 2. The County will maintain this Resolution at the office of the County 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 _____, 2022.

KP George, County Judge
Fort Bend County, Texas

Laura Richard, County Clerk

(SEAL)