

**RESOLUTION TO ADVANCE FUNDING FOR
CAPITAL EXPENDITURES TO BE
REIMBURSED THROUGH THE ISSUANCE OF
PUBLIC FACILITIES CORPORATION BONDS, NOTES,
AND OTHER OBLIGATIONS**

WHEREAS, the Texas Legislature enacted Chapter 303 of the Texas Local Government Code known as the Public Facility Corporation Act (the “Act”) which allows local governments to create and use public facility corporations in order to provide for the acquisition, construction, rehabilitation, renovation, repair, equipping, furnishing, and placement in service of public facilities in an orderly, planned manner and at the lowest possible borrowing costs;

WHEREAS, on May 9, 2023; the Fort Bend County Commissioners Court (the “Court”) approved the creation of the Fort Bend County Texas Public Facility Corporation (the “PFC”) to provide a means of financing needed public facilities in Fort Bend County;

WHEREAS, the PFC is proposing to build a Fort Bend County Sheriff's Office Training Facility (the “FBCSOTF”);

WHEREAS, the PFC anticipates permanent funding to finance a portion of the capital cost of the FBCSOTF through the issuance of bonds, notes or other obligations (collectively, the "Bonds") after the date hereof, currently expected to have a minimum aggregate principal amount of a up to one hundred twenty million dollars (\$120,000,000.00) all of which is expected to be used for the FBCSOTF and cost of issuance;

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

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

WHEREAS, the PFC 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 FBCSOTF in the aggregate amount of up to one hundred twenty million dollars (\$120,000,000.00) (herein, the "Expenditures");

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

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

WHEREAS, after the issuance of the Bonds, the PFC 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 Expenditures being reimbursed or the fund from which the Expenditures were made.

NOW, THEREFORE, BE IT RESOLVED BY THE FORT BEND COUNTY TEXAS PUBLIC FACILITY CORPORATION THAT:

Section 1. The PFC 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 FBCSOTF of which a maximum amount of up to one hundred twenty million dollars (\$120,000,000.00) is expected to be used to reimburse the PFC for capital expenditures paid in connection with the FBCSOTF prior to the issuance of the Bonds.

Section 2. The PFC will maintain this Resolution at the Office of the County Judge (on behalf of the PFC) at 401 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 _____, 2023.

KP George, County Judge
Fort Bend County, Texas

Laura Richard, County Clerk

(SEAL)