

1 [Reimbursement Resolution.]

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3 **Resolution declaring the intent of the City and County of San Francisco to reimburse**
4 **certain expenditures from proceeds of future indebtedness; and approving and**
5 **ratifying previous actions in connection therewith.**

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7 WHEREAS, The City and County of San Francisco (the “City”) must purchase new
8 office and medical equipment for use at its new maximum-security jail facility, at San Bruno
9 Jail No. 3 located in the County of San Mateo (the “Project”); and,

10 WHEREAS, The City expect to pay on and after the date hereof certain costs for the
11 purchase of the equipment in connection with the Project; and,

12 WHEREAS, The City intends to enter into a installment purchase financing agreement
13 with a lender selected through the State of California Department of General Services’ “GS
14 \$Mart” program to finance the costs of the Project; and,

15 WHEREAS, The Board of Supervisors (the “Board”) hereby determines that the
16 moneys advanced and to be advanced to pay certain expenditures are or will be available
17 only for a temporary period and it is necessary to reimburse all such expenditures made on
18 and after the date hereof with respect to the Project from the proceeds of the tax-exempt
19 installment purchase financing; and,

20 WHEREAS, Section 1.150-2 of the Treasury Regulations requires the Board to declare
21 its reasonable official intent to reimburse prior expenditures for the Project with proceeds of a
22 borrowing; now, therefore, be it

23 RESOLVED, by the Board of Supervisors of the City and County of San Francisco as
24 follows:

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1 Section 1. The Board hereby finds and determines that the foregoing recitals are
2 true and correct.

3 Section 2. This Resolution is adopted by the Board solely for purposes of
4 establishing compliance with the requirements of Section 1.150-2 of the Treasury
5 Regulations. This Resolution does not bind the Board to make any expenditure, incur any
6 indebtedness or proceed with the Project.

7 Section 3. The Board hereby declares its official intent under Treasury Regulations
8 Section 1.150-2 and declares its intent to use proceeds of indebtedness to reimburse all
9 future expenditures incurred in connection with the Project. The Board hereby further
10 declares its intent to use such proceeds to reimburse the City for actual expenditures made by
11 the City on the Project.

12 Section 4. On the date of the expenditure to be reimbursed, all reimbursable costs of
13 the Project will be of a type properly chargeable to a capital account under general federal
14 income tax principles.

15 Section 5. The maximum principal amount of debt expected to be incurred for the
16 Project is \$1,179,401.

17 Section 6. All actions heretofore taken by any appropriate official or employee of the
18 City with respect to the Project are hereby approved, confirmed and ratified.

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