

**CITY OF EL PASO, TEXAS
AGENDA ITEM
DEPARTMENT HEAD'S SUMMARY FORM**

DEPARTMENT: City Manager's Office

AGENDA DATE: November 7, 2023

PUBLIC HEARING DATE: November 7, 2023

CONTACT PERSON NAME AND PHONE NUMBER: Robert Cortinas, Chief Financial Officer (915) 212-1067

DISTRICT(S) AFFECTED: All Districts

STRATEGIC GOAL: Goal 6: Set the Standard for Sound Governance and Fiscal Management

SUBGOAL: 6.5

SUBJECT:

Adoption of a Resolution with Respect to UW CMC LLC and its Subsidiaries or Affiliates Project and Authorizing the Mayor to Execute Certificates Approving the Resolution and Public Hearing

BACKGROUND/ DISCUSSION:

The Resolution relates to approvals required for the proposed issuance by the MEDC of up to \$100 million of tax-exempt Water Supply Revenue Bonds (the "Bonds"). At the request of the Company, the MEDC proposes to issue Bonds and loan the proceeds thereof to the Company to provide funds to finance the costs of new construction and upgrades to the Project in El Paso. Under no circumstances shall the City have any liability, financial obligation, or responsibility of any kind with respect to the payment of the bonds issued for the Project.

In order for the Company to use proceeds of the Bonds for the facility located in the City of El Paso, approval of the City Council is required: (i) under Texas law (for the MEDC Issuer's Bonds) pursuant to the Development Corporation Act, Local Government Code, Chapter 501, as amended and (ii) under federal tax law a public hearing must be held pursuant to Section 147(f) of the Internal Revenue Code of 1986, as amended.

PRIOR COUNCIL ACTION:

N/A

AMOUNT AND SOURCE OF FUNDING: N/A

*****REQUIRED AUTHORIZATION*****

DEPARTMENT HEAD:



(If Department Head Summary Form is initiated by Purchasing, client department should sign also)