



# Post-Issuance Compliance Policy

Office of the Comptroller  
May 10, 2022



# Strategic Plan Alignment

## Goal 6. Set the Standard for Sound Governance and Fiscal Management

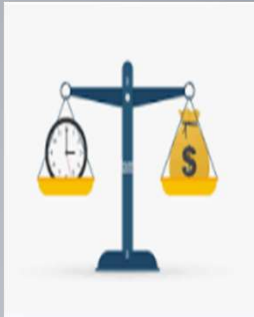
- *6.6 Ensure continued financial stability and accountability through sound financial management, budgeting and reporting*



# Purpose of the Policy

- Meet requirements of the IRC of 1986 as amended
- Meet requirements of the SEC Rule 15(c) 2-12 for continuing disclosures
- Meet bond covenants obligation





Issue debt  
earlier than  
needed



Leave debt  
outstanding  
longer than  
necessary



Issue more  
debt than  
necessary

## Purpose of the Tax Code regarding Arbitrage and Yield Restrictions

- Arbitrage on gross proceeds must be rebated to the federal government every five years after the date of issuance
- Yield restrictions requirements need to be met in order to avoid compromising the tax – exempt status of the debt issuance

## Continuing Disclosures SEC Rule 15 (c) 2-12

Requires the City to file with the Municipal Securities Rulemaking Board the following disclosures:

- Annual report and annual information
- Notices of events (reportable events)

**CITY OF EL PASO, TEXAS**

**ANNUAL COMPREHENSIVE  
FINANCIAL REPORT**



**FOR THE FISCAL YEAR ENDED  
AUGUST 31, 2021**



# Compliance with Bond Covenants



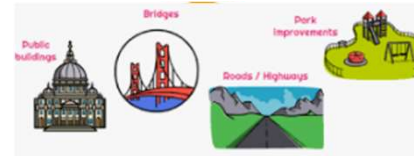
1

Ensure annual appropriation of revenues to meet debt service payment



2

Timely transfer debt service payments to trustee or paying agent



3

Ensure compliance with the uses and purposes of the bond

# Compliance Officer

- The Chief Financial Officer (CFO) is designated as the Compliance Officer
- Responsible for ensuring the City carries out its post-issuance compliance requirements
- Comptroller will assist with the review



# Due Diligence Review

- The City will complete the annual due diligence review with respect to the annual report no later than February 28 of each year
- The City will review bond issuances spending, annual budget appropriation, debt service payments and compliance with bond covenants as applicable annually during the month of April.
- The review will be documented and available upon request.



# Review of Post Issuance Compliance Policy

- The policy should be reviewed at least biennially by the Compliance Officer or his designee.

## MISSION



Deliver exceptional services to support a high quality of life and place for our community

## VISION



Develop a vibrant regional economy, safe and beautiful neighborhoods and exceptional recreational, cultural and educational opportunities powered by a high performing government



## VALUES

Integrity, **R**espect, **E**xcellence,  
**A**ccountability, **P**eople

## MISIÓN



Brindar servicios excepcionales  
para respaldar una vida y un  
lugar de alta calidad para  
nuestra comunidad

## VISIÓN



Desarrollar una economía regional  
vibrante, vecindarios seguros y  
hermosos y oportunidades  
recreativas, culturales y educativas  
excepcionales impulsadas por un  
gobierno de alto desempeño



## VALORES

Integridad, **R**espeto, **E**xcelencia,  
**R**esponsabilidad, **P**ersonas