

A RESOLUTION OF THE CITY COUNCIL, THE GOVERNING BODY ("THE COUNCIL") OF THE CITY OF DIAMONDHEAD, MISSISSIPPI (THE "LESSEE"): FINDING IT NECESSARY TO ACQUIRE EQUIPMENT FOR GOVERNMENTAL OR PROPRIETARY PURPOSES AUTHORIZED BY LAW; FINDING THAT IT WOULD BE IN THE PUBLIC INTEREST TO ACQUIRE SUCH EQUIPMENT UNDER THE TERMS OF A LEASE PURCHASE AGREEMENT NOT TO EXCEED \$500,000; DECLARING THE INTENTION OF THE COUNCIL TO ENTER INTO A LEASE PURCHASE AGREEMENT; AUTHORIZING AND DIRECTING THE AUTHORIZED OFFICERS (AS HEREINAFTER DEFINED) TO PROCEED WITH THE SECURING OF PROPOSALS TO BE SUBMITTED TO THE COUNCIL FOR LEASE PURCHASE AGREEMENT; AND TO SEEK COUNCIL APPROVAL AND ACCEPTANCE OF SUCH LEASE PURCHASE AGREEMENT WITH SUPPORTING SCHEDULES AND ATTACHMENTS INCLUDING, BUT NOT LIMITED TO, ASSIGNMENTS OF TITLE TO THE EQUIPMENT TO THE FINANCIAL INSTITUTION OF AWARD TO THE END THAT THE EQUIPMENT SHALL BE ACQUIRED BY SUCH BANK AND LEASED TO THE LESSEE ON THE TERMS AND CONDITIONS EXPRESSED IN SUCH LEASE, AND FOR OTHER RELATED PURPOSES.

WHEREAS, the Council has determined that it is necessary to acquire certain items of Equipment (the "Equipment") for use by the Lessee for purposes authorized by law; and

WHEREAS, the Council had by these presents determined that it would be in the public interest to acquire such Equipment during its Fiscal Year 2017 through a Lease Purchase Agreement as provided under Section 31-7-13 (e) MISS. CODE ANN. (1972), as amended and that such Lease Purchase shall not exceed \$500,000; and

WHEREAS, the Council anticipates that it will not issue more than \$10,000,000.00 of qualified tax-exempt obligations during calendar year 2017 and desires to designate the Lease Purchase Agreement as a qualified tax-exempt obligation of the Lessee for purposes of Section 265(b)(3) of the Internal Revenue Code of 1986, as amended, ("the Code").

WHEREAS, to the best knowledge and belief of the Council, this Lease shall qualify as a qualified project bond within the meaning of the Tax Reform Act of 1986; and

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL, AS FOLLOWS:

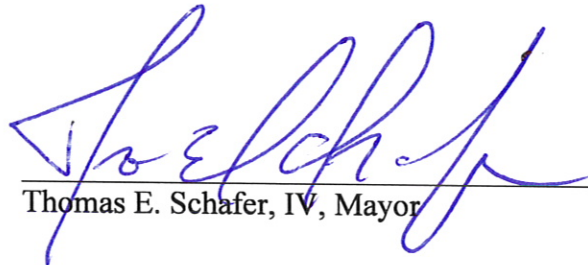
SECTION 1. Finds it necessary to acquire equipment for governmental or proprietary purposes and further finds that it would be in the best interest to acquire such equipment under the terms of a Lease Purchase Agreement not to exceed \$500,000 and declares intent to secure said funds through Lease Purchase Agreement;

SECTION 2. The City Manager and City Clerk (hereinafter the "Authorized Officers") are hereby authorized and directed to secure proposals from qualified financial institutions for a Lease Purchase Agreement (also referred to as a "Governmental Lease Purchase Agreement"), to seek Council approval of the Lease Purchase Agreement.

SO BE IT RESOLVED, this the 2nd day of August, 2016.

after having been first reduced to writing, was introduced by Councilmember Rech, seconded by Councilmember Knobloch, and the matter being put to a vote, the result was as follows:

	Aye	Nay	Absent
Councilmember Lopez	_____	_____	<input checked="" type="checkbox"/>
Councilmember Woolbright	<input checked="" type="checkbox"/>	_____	_____
Councilmember Knobloch	<input checked="" type="checkbox"/>	_____	_____
Councilmember Sislow	<input checked="" type="checkbox"/>	_____	_____
Councilmember Rech	<input checked="" type="checkbox"/>	_____	_____
Mayor Schafer	<input checked="" type="checkbox"/>	_____	_____



Thomas E. Schafer, IV, Mayor

Attest:


Jeannie Klein, City Clerk

