

RESOLUTION NO. R-46-2015

A RESOLUTION DIRECTING THE CITY CLERK TO NOTIFY THE CLARK COUNTY DEBT MANAGEMENT COMMISSION OF A PROPOSAL TO ISSUE GENERAL OBLIGATION (LIMITED TAX) CITY HALL BONDS ADDITIONALLY SECURED BY PLEDGED REVENUES; PROVIDING CERTAIN DETAILS IN CONNECTION THEREWITH; AND PROVIDING THE EFFECTIVE DATE HEREOF.

WHEREAS, the City Council (the "Council") of the City of Las Vegas (the "City") proposes to issue the City's general obligation (limited tax) city hall bonds additionally secured by pledged revenues (the "Bonds") in one series or more in the aggregate principal amount not to exceed \$210,000,000 for the purpose of financing and refinancing, wholly or in part, the cost of acquiring, constructing, improving and equipping building projects as defined in Nevada Revised Statutes ("NRS") Section 268.676, including City Hall and refunding certain outstanding obligations of the City (the "Project"); and

WHEREAS, pursuant to NRS 350.020(3) (subject to the approval of the proposal to issue general obligations by the Clark County Debt Management Commission), the Council proposes to publish notices of public hearing and adoption of a resolution of intent to issue the Bonds additionally secured by 15% of all income and revenue derived by and distributed to the City pursuant to NRS 360.698 (the "Pledged Revenues"); and

WHEREAS, the Council proposes (subject to the approval of the proposal to issue general obligations by the Clark County Debt Management Commission) to issue the Bonds without an election unless a petition signed by the requisite number of registered voters of the City is presented to the Council requiring the Council to submit to the qualified electors of the City for their approval or disapproval the following proposal:

GENERAL OBLIGATION (LIMITED TAX) CITY HALL BONDS (ADDITIONALLY SECURED BY PLEDGED REVENUES) PROPOSAL:

Shall the City Council of City of Las Vegas, Nevada, be authorized to incur a general obligation indebtedness on behalf of the City by the issuance at one time, or from time to time, of the City's general obligation (limited tax) city hall bonds (additionally secured by pledged revenues), in one series or more, in the aggregate principal amount of not exceeding \$210,000,000 for the purpose of financing, wholly or in part, the cost of acquiring, constructing, improving and equipping building projects as defined in Nevada Revised Statutes ("NRS") Section 268.676 and refunding certain outstanding obligations of the City, such bonds to mature not later than thirty (30) years from the date or respective dates of the bonds, to bear interest at a rate or rates not in excess of the statutory maximum rate in effect at the time bonds are sold, to be payable from general (ad valorem) taxes (except to the extent pledged revenues and other moneys are available therefor), and to be issued and sold at par, or below or above par, and otherwise in such manner, upon such terms and conditions, and with such other detail as the Council may determine, including at its option but not necessarily limited to provisions for the redemption of bonds prior to maturity without or with the payment of a premium?

(the "Proposal"); and

WHEREAS, subsection 1 of NRS 350.014 provides, in relevant part, as follows:

"1. Before any proposal to incur a general obligation debt. . . may be submitted to the electors of a municipality. . .or before any other formal action may be taken preliminary to the incurrence of any general obligation debt, the proposed incurrence or levy must receive the favorable vote of two-thirds of the members of the commission of each county in which the municipality is situated. . ." and

WHEREAS, subsection 1 of NRS 350.0145 provides, in relevant part, as follows:

"1. The governing body of the municipality proposing to incur general obligation debt. . .shall notify the secretary of each appropriate commission, and shall submit a statement of its proposal in sufficient number of copies for each member of the commission."

WHEREAS, based upon a revenue study provided to the Council, the Council hereby makes a finding that the Pledged Revenues will at least equal the amount required in each year for the payment of interest on and principal of the Bonds and that no increase in the rate of an ad valorem tax is anticipated to be necessary for the payment of the Bonds for the term thereof (the "Finding"); and

WHEREAS, before a municipality may submit to the commission a proposal, the municipality must determine whether there is an affected governmental entity, provide written notification to the affected governmental entity which must include the proposal, the estimated amount the proposal would increase property taxes and the potential effect of the increase on the entity.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY OF LAS VEGAS, NEVADA:

Section 1. This resolution shall be designated by the short title "2015 City Hall DMC Notice Resolution".

Section 2. The Council hereby determines that there is not an "affected governmental entity" pursuant to NRS 350.135, since no increase in the rate of an ad valorem tax is anticipated to be necessary for the payment of the Bonds, finds that no increase in the rate of an ad valorem tax is anticipated to be necessary for the payment of the Bonds described in the Proposal for the term thereof (the "Finding") and requests that the Clark County Debt Management Commission (the "Commission") approve the Proposal and the Finding.

Section 3. The City Clerk shall be, and hereby is, authorized and directed to notify immediately the Secretary of the Commission of the City's Proposal and Finding, and to

submit to the Commission Secretary a statement of the Proposal in sufficient number of copies for each member of the Commission.

Section 4. The City Chief Financial Officer is authorized to update or amend the City's plan for capital improvements if necessary to reflect the Bonds and the Project to be financed thereby and to file the information as required by NRS 350.013 to the extent required to comply with NRS 350.013.

Section 5. All resolutions, or parts thereof, in conflict with the provisions of this resolution, are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed to revive any resolution, or part thereof, heretofore repealed.

Section 6. If any section, paragraph, clause or other provision of this resolution shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or other provision shall not affect any of the remaining provisions of this resolution.

Section 7. All resolutions, or parts thereof, in conflict with the provisions of this resolution, are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed to revive any resolution, or part thereof, heretofore repealed.

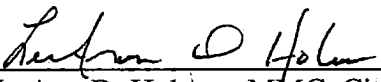
Section 8. If any section, paragraph, clause or other provision of this resolution shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or other provision shall not affect any of the remaining provisions of this resolution.

Section 9. This resolution shall become effective and be in force immediately upon its adoption.


PASSED AND ADOPTED this August 5, 2015.

By: 
Carolyn G. Goodman, Mayor

Attest:

By: 
LuAnn D. Holmes, MMC, City Clerk

Approved as to form:

By: 
Assistant City Attorney

STATE OF NEVADA)
)
CITY OF LAS VEGAS)

I am the duly chosen and qualified City Clerk of Las Vegas (the "City"), in the State of Nevada, do hereby certify:

1. The foregoing pages constitute a true, correct, complete and compared copy of a resolution adopted by the City Council (the "Council") at a meeting held on August 5, 2015.

2. The adoption of the resolution was duly moved and seconded and the resolution was adopted by an affirmative vote of a majority of the members of Council as follows:

Those Voting Aye:

Mayor:

Council members:

Carolyn G. Goodman

Stavros S. Anthony

Lois Tarkanian

Steven D. Ross

Ricki Y. Barlow

Bob Coffin

Bob Beers

Those Voting Nay:

None

Those Absent:

None

3. The original of the resolution has been approved and authenticated by the signatures of the Mayor of the City and myself as City Clerk and has been recorded in the regular official record of the Council kept for that purpose in my office, which record has been duly signed by the officers and properly sealed.

4. All members of the Council were given due and proper notice of the meeting. Pursuant to Nevada Revised Statutes ("NRS") 241.020, written notice of the meeting was given not later than 9:00 a.m. on the third working days before the meeting including in the notice the time, place, location, and agenda of the meeting:

(a) By posting a copy of the notice at least three working days before the meeting on the City's website, on the official website of the State of Nevada pursuant to NRS 232.2175, at the principal office of the Council,

or if there is no principal office, at the building in which the meeting is to be held, and at least three (3) other separate, prominent places within the jurisdiction of the Council, to wit:

- (i) City Hall
495 S. Main Street
Las Vegas, Nevada
- (ii) City of Las Vegas
333 N. Rancho Drive
Las Vegas, Nevada
- (iii) Clark County Government Center
500 S. Grand Central Parkway
Las Vegas, Nevada
- (iv) Grant Sawyer Building
555 E. Washington Avenue
Las Vegas, Nevada
- (v) The City of Las Vegas website

and

(b) Prior to 9:00 a.m. at least 3 working days before such meeting, such notice was mailed to each person, if any, who has requested notices of meetings of the Council in compliance with NRS 241.020(3)(b) by United States Mail, or if feasible and agreed to by the requestor, by electronic mail.

5. Upon request, the Council provides at no charge, at least one copy of the agenda for its public meetings, any proposed ordinance or regulation which will be discussed at the public meeting, and any other supporting materials provided to the Council for an item on the agenda, except for certain confidential materials and materials pertaining to closed meetings, as provided by law.

6. A copy of such notice so given of the meeting of the Council on August 5, 2015 is attached to this certificate as Exhibit A.

IN WITNESS WHEREOF, I have hereunto set my hand on this August 5, 2015.

By: _____
LuAnn D. Holmes, MMC, City Clerk

EXHIBIT A

(Attach Copy of Notice of Meeting)

EXHIBIT B

(Attach Revenue Study)

CITY OF LAS VEGAS, NEVADA
SUFFICIENCY OF CONSOLIDATED TAX PLEDGED REVENUES AND DEBT SERVICE COVERAGE
As of July 15, 2015

Fiscal Year Ended June 30	Consolidated Tax Revenues ^{1/}	% Growth	15% of Consolidated Tax Revenues	Existing Parity Lien Bonds Debt Service ^{2/}	Proposed City Hall Bonds Debt Service ^{3/}	Total Parity Lien Bonds Debt Service	Parity Lien Bonds Coverage (times)
2015	\$ 260,300,000	5.94%	\$ 39,045,000	—	—	—	—
2016	274,600,000	5.49	41,190,000	\$ 9,898,510	\$ 4,415,458	\$ 14,313,968	2.88
2017	274,600,000	0.00	41,190,000	10,129,516	10,194,200	20,323,716	2.03
2018	274,600,000	0.00	41,190,000	10,067,529	11,194,200	21,261,729	1.94
2019	274,600,000	0.00	41,190,000	10,006,649	12,194,200	22,200,849	1.86
2020	274,600,000	0.00	41,190,000	9,926,009	13,119,492	23,045,501	1.79
2021	274,600,000	0.00	41,190,000	9,859,040	13,117,900	22,976,940	1.79
2022	274,600,000	0.00	41,190,000	9,787,358	13,117,400	22,904,758	1.80
2023	274,600,000	0.00	41,190,000	9,710,655	13,116,900	22,827,555	1.80
2024	274,600,000	0.00	41,190,000	8,936,865	13,116,000	22,052,865	1.87
2025	274,600,000	0.00	41,190,000	8,007,638	13,114,300	21,121,938	1.95
2026	274,600,000	0.00	41,190,000	7,814,888	13,116,300	20,931,188	1.97
2027	274,600,000	0.00	41,190,000	7,649,638	13,116,500	20,766,138	1.98
2028	274,600,000	0.00	41,190,000	7,728,663	13,114,500	20,843,163	1.98
2029	274,600,000	0.00	41,190,000	7,625,050	13,114,800	20,739,850	1.99
2030	274,600,000	0.00	41,190,000	8,491,888	13,116,800	21,608,688	1.91
2031	274,600,000	0.00	41,190,000	8,202,788	13,115,000	21,317,788	1.93
2032	274,600,000	0.00	41,190,000	8,413,988	13,113,900	21,527,888	1.91
2033	274,600,000	0.00	41,190,000	7,172,838	13,117,800	20,290,638	2.03
2034	274,600,000	0.00	41,190,000	7,046,488	13,116,100	20,162,588	2.04
2035	274,600,000	0.00	41,190,000	6,265,300	13,113,300	19,378,600	2.13
2036	274,600,000	0.00	41,190,000	6,123,960	13,113,700	19,236,600	2.14
2037	274,600,000	0.00	41,190,000	0	13,116,500	13,116,500	3.14
2038	274,600,000	0.00	41,190,000	0	13,116,000	13,116,000	3.14
2039	274,600,000	0.00	41,190,000	0	13,116,500	13,116,500	3.14
2040	274,600,000	0.00	41,190,000	0	13,117,200	13,117,200	3.14
Totals				\$ 178,864,138	\$ 313,494,950	\$ 492,299,088	

^{1/} Fiscal year 2015 is an estimate derived from the 2016 Final Budget. The actual fiscal year 2015 year-to-date consolidated tax revenues received through April 2015 reflects an increase of 6.63%. Fiscal year 2016 is budgeted. Future growth estimated at 0%.

^{2/} Debt service on the variable rate 2013 Various Purpose Refunding Bonds is calculated using the maximum rate of 12%. Actual rate is 0.615% and is based on 30-day LIBOR plus 42.5 basis points.

^{3/} Represents the net debt service on the Proposed City Hall Bonds, assuming a bond par amount of \$210,000,000 at an estimated interest rate of 4%.

SOURCE: City of Las Vegas 2016 Final Budget; Compiled by Zions Bank Public Finance