

RESOLUTION NO. 2021-008

A RESOLUTION authorizing the offering for sale of Sewerage System Refunding Revenue Bonds for the benefit of the City of Joplin, Missouri.

WHEREAS, the City of Joplin, Missouri (the “City”), has selected the firm of Gilmore & Bell, P.C., as bond counsel (“Bond Counsel”), and Piper Sandler & Co., as financial advisor (the “Financial Advisor”), for a series of Sewerage System Refunding Revenue Bonds in the approximate principal amount of \$20,565,000 (the “Bonds”) for the purpose of refunding the City’s Sewerage System Revenue Bonds (State of Missouri – Direct Loan Program - ARRA) Series 2010 (the “Series 2010 Refunded Bonds”), the Sewerage System Revenue Bonds (State of Missouri – Direct Loan Program) Series 2011 (the “Series 2011 Refunded Bonds”) and the Sewerage System Revenue Bonds (State of Missouri – Direct Loan Program) Series 2014 (the “Series 2014 Refunded Bonds,” and together with the Series 2010 Refunded Bonds and the Series 2011 Refunded Bonds being the “Refunded Bonds”); and,

WHEREAS, the City also desires to issue a cash defeasance of the Series 2009 Sewerage System Revenue Bonds assumed through the consolidation with the Village of Silver Creek; and,

WHEREAS, the City desires to authorize the offering for sale of the Bonds pursuant to a competitive public sale and to authorize the Financial Advisor, Bond Counsel and officers of the City to proceed with the preparation, review and distribution of documents for said sale; and,

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF JOPLIN, MISSOURI, AS FOLLOWS:

Section 1. The Financial Advisor, Bond Counsel and officers of the City are hereby authorized to proceed with preparation of a notice of sale (the “Notice of Sale”), a preliminary official statement (the “Preliminary Official Statement”) and a final official statement (the “final Official Statement”) to provide for the competitive public sale of the Bonds. Upon completion of the preparation and review of the Notice of Sale and the Preliminary Official Statement, the Financial Advisor is hereby authorized to proceed with the offering for sale of the Bonds. The final terms of the Bonds shall be determined and approved by subsequent ordinance of the City Council of the City.

Section 2. The City Council hereby authorizes the execution of the final Official Statement by the Mayor, the City Manager, the Finance Director, or other appropriate officers of the City with such changes and additions thereto as such officers or officials shall deem necessary or appropriate, such officer’s or official’s signature thereon being conclusive evidence of such officer’s or official’s and the City’s approval thereof. The City Council hereby consents to the use and public distribution by the Financial Advisor of the Notice of Sale, the Preliminary Official Statement and the final Official Statement in connection with the competitive public sale of the Bonds.

Section 3. For the purpose of enabling the successful bidder on the Bonds (the “Purchaser”) to comply with the requirements of Rule 15c2-12(b)(1) of the Securities and Exchange Commission, the Mayor, the City Manager, the Finance Director or other appropriate officers and officials of the City are hereby authorized, if requested, to provide the Purchaser a letter or certification to the effect that the City deems the information contained in the Preliminary Official Statement to be “final” as of its date, except for the omission of such information as is permitted by Rule 15c2-12(b)(1), and to take such other actions or execute such other documents as such officers or officials in their reasonable judgment deem necessary to enable the Purchaser to comply with the requirements of such Rule.

Section 4. The City agrees to provide to the Purchaser within seven business days of the date of the agreement to purchase the Bonds or within sufficient time to accompany any confirmation that requests payment from any customer of the Purchaser, whichever is earlier, an electronic copy of the final Official Statement to enable the Purchaser to comply with the requirements of Rule 15c2-12(b)(4) of the Securities and Exchange Commission and with the requirements of Rule G-32 of the Municipal Securities Rulemaking Board.

Section 5. The Mayor, the City Manager, the Finance Director and other officers and representatives of the City, and the Financial Advisor and Bond Counsel are hereby authorized and directed to take such other action as may be necessary to carry out the competitive public sale of the Bonds and the refunding of the Refunded Bonds, including the purchase of United States Treasury Securities and the delivery of a notice of redemption related to the refunding of the Refunded Bonds.

Section 6. This Resolution shall be in full force and effect from and after its adoption by the City Council.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the City of Joplin, Missouri to be affixed this 19th day of April 2021.

Ryan D. Stanley, Mayor

ATTEST:

Barbara J. Gollhofer, City Clerk