

**CITY OF SALIDA, COLORADO
RESOLUTION 2023-49**

**A RESOLUTION APPROVING THE FORM OF THE PRELIMINARY OFFICIAL
STATEMENT AND AUTHORIZING THE PREPARATION OF A FINAL OFFICIAL
STATEMENT CONCERNING A FIRE STATION FACILITY PROJECT AUTHORIZED
BY ORDINANCE 2023-13**

WHEREAS, the City of Salida, in Chaffee County, Colorado (the “City”), is a political subdivision of the State of Colorado (the “State”), duly organized and existing as a statutory city under the laws of the State.

WHEREAS, the members of the City Council of the City (the “City Council”) have been duly elected and qualified.

WHEREAS, the City is authorized by Section 31-15-101(1)(d), Colorado Revised Statutes (“C.R.S.”), to acquire, hold, lease, and dispose of property, both real and personal.

WHEREAS, the City is authorized by Section 31-15-713(1)(c), C.R.S., to lease any real estate, together with any facilities thereon, owned by the City when deemed by the governing body to be in the best interest of the City.

WHEREAS, the City is authorized by Section 31-15-801, C.R.S., to enter into rental or leasehold agreements in order to provide necessary land, buildings, equipment and other property for governmental or proprietary purposes.

WHEREAS, for the functions or operations of the City, it is necessary that the City finance the construction of a fire station facility for use in the City’s governmental operations, and other capital improvements authorized by law (the “Project”).

WHEREAS, the City owns, in fee title, certain sites and the premises, buildings and improvements located thereon, or any additional property of the City (as more particularly described in the Lease) (the “Leased Property”).

WHEREAS, the City Council duly considered and approved Ordinance 2023-13 on first reading on October 3, 2023 (the “Authorizing Ordinance”) which provides for the financing of the Project by leasing the Leased Property to UMB Bank, n.a. (the “Trustee”) pursuant to a Site Lease (the “Site Lease”) between the City, as lessor, and the Trustee, as lessee and lease back the Trustee’s interest in the Property pursuant to the terms of Lease Purchase Agreement (the “Lease”) between the Trustee, as lessor, and the City, as lessee.

WHEREAS, the Trustee will execute and deliver an Indenture of Trust (the “Indenture”) pursuant to which there will be executed and delivered certain certificates of participation (the “Certificates”) dated as of their date of delivery, that shall evidence proportionate interests in the right to receive certain revenues including rental payments made by the City under the Lease.

WHEREAS, capitalized terms used herein and not otherwise defined shall have the meanings

set forth in the Lease and the Site Lease.

WHEREAS, the City Council has determined and now hereby determines that it is in the best interests of the City and its inhabitants to approve the form of the Preliminary Official Statement and authorize the distribution of the Official Statement for use in connection with the offering and sale of the Certificates in substantially the form of the Preliminary Official Statement.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SALIDA, COLORADO:

Section 1. The City Council hereby makes and adopts the determinations and findings contained in the recitals set forth above.

Section 2. There has been filed with the City Clerk a proposed form of the Preliminary Official Statement (the "Preliminary Official Statement"). The City Council hereby approves the form of the Preliminary Official Statement in substantially the form on file with the City Clerk but with such amendments, additions, and deletions as are deemed appropriate by the Finance Director.

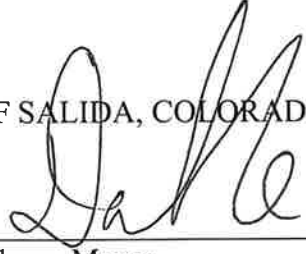
Section 3. The Finance Director is authorized to prepare or cause to be prepared, and the Mayor is authorized and directed to approve, on behalf of the City, and execute a final Official Statement for use in connection with the offering and sale of the Certificates in substantially the form of the Preliminary Official Statement, but with such amendments, additions, and deletions as are deemed appropriate by the Finance Director. The execution of a final Official Statement by the Mayor shall be conclusively deemed to evidence the approval of the form and contents thereof by the City.

Section 4. In the absence of the Finance Director, the City Manager is delegated with the duties set forth in this Resolution.

Section 5. This Resolution shall be in full force and effect from and after its passage and approval, in accordance with law.

PASSED AND ADOPTED THIS October 17, 2023.

CITY OF SALIDA, COLORADO

By 
Dan Shore, Mayor



(SEAL)

ATTEST:


Erin Kelley, City Clerk

