

RESOLUTION NO.

**RESOLUTION AUTHORIZING DEFEASANCE OF
WATER AND WASTEWATER REVENUE BONDS**

The City of Austin, Texas (the “City”) has outstanding the following obligations:

City of Austin, Texas Water and Wastewater System Revenue Refunding Bonds, Series 2015A (the “Series 2015A Bonds”);

City of Austin, Texas Water and Wastewater System Revenue Refunding Bonds, Series 2016 (the “Series 2016 Bonds”);

City of Austin, Texas Water and Wastewater System Revenue Refunding Bonds, Series 2017 (the “Series 2017 Bonds”);

City of Austin, Texas Water and Wastewater System Revenue Refunding Bonds, Series 2020C (the “Series 2020C Bonds”); and

City of Austin, Texas Water and Wastewater System Revenue Refunding Bonds, Series 2021 (the “Series 2021 Bonds”).

The following bonds are eligible to be defeased and all or any portion of the aforementioned bonds described in this paragraph that are selected to be defeased and/or redeemed by the City Manager are called the “Defeased Obligations”:

(i) The Series 2015A Bonds maturing on May 15 in each of the years 2026 through 2030, inclusive, and on November 15 in each of the applicable years 2026 through 2030, inclusive, in an aggregate maturity amount not to exceed \$49,750,000 may be defeased to their respective maturities and/or redeemed prior to their stated maturities on or after the first optional redemption date of November 15, 2025;

(ii) the Series 2016 Bonds maturing on November 15 in each of the applicable years 2026 through 2030, inclusive in an aggregate maturity amount not to exceed \$48,635,000 may be defeased to their respective maturities and/or redeemed prior to their stated maturities on or after the first optional redemption date of November 15, 2026;

(iii) the Series 2017 Bonds maturing on November 15 in each of the applicable years 2026 through 2030, inclusive, in an aggregate maturity amount not to exceed \$69,040,000 may be defeased to their respective maturities and/or redeemed prior to their stated maturities on or after the first optional redemption date of November 15, 2027; and

(iv) The Series 2020C Bonds maturing on November 15 in each of the applicable years 2026 through 2030, inclusive, in an aggregate maturity amount not to

exceed \$23,930,000 may be defeased to their respective maturities and/or redeemed prior to their stated maturities on or after the first optional redemption date of November 15, 2030;

- (v) the Series 2021 Bonds maturing on November 15 in each of the applicable years 2026 through 2030, inclusive, in an aggregate maturity amount not to exceed \$48,435,000 may be defeased to their respective maturities and/or redeemed prior to their stated maturities on or after the first optional redemption date of November 15, 2031;

The proceedings adopted by the council authorizing the issuance of the Bonds provide that the City may defease of the Defeased Obligations prior to their scheduled maturities.

City staff recommends to council that the defeasance of the Defeased Obligations in the manner described below will be the most beneficial use of available water and wastewater system revenues and unused bond proceeds, if any, resulting in the reduction of the outstanding indebtedness secured by the revenues.

The meeting at which this Resolution is adopted was open to the public, and that public notice of the time, place, and purpose of such meeting was given, all as required by Chapter 551, Texas Government Code; **NOW, THEREFORE,**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN, TEXAS:

Section 1. Council hereby authorizes the use of surplus water and wastewater system revenues, impact fees and other available cash in an amount not to exceed \$46,633,211. No bonds shall be issued, the proceeds of which are used for the specific purpose of defeasing the Defeased Obligations.

Section 2. The City Manager shall select the Defeased Obligations to be defeased to their respective maturities or dates fixed for redemption prior to their respective maturities solely from sources referenced above in an amount, together with investment earnings on those revenues, equal to the maturity amount of the Defeased Obligations, plus accrued interest on the Defeased Obligations to their respective maturity dates or dates fixed for redemption.

Section 3. The City Manager shall execute and deliver any documents necessary to effect the defeasance of the Defeased Obligations, specifically, any agreement with any paying agent for the Defeased Obligations to hold the amounts deposited and invested to pay the Defeased Obligations at their respective maturity dates or dates fixed for redemption.

Section 4. This Resolution shall become effective immediately upon its passage, in accordance with Section 1201.028, Texas Government Code.

ADOPTED: _____, 2025 ATTEST: _____
Erika Brady, City Clerk