

RESOLUTION NO. 22-2011

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MESQUITE, TEXAS, WAIVING THE CITY'S QUALIFIED ENERGY CONSERVATION BOND ALLOCATION AND APPLYING SAID BOND ALLOCATION TO THE STATE OF TEXAS.

WHEREAS, the American Recovery and Reinvestment Act ("ARRA") of 2009 increased the Qualified Energy Conservation Bond (QECB) volume cap to \$3.2 billion nationwide and the State of Texas received an allocation of \$252,378,000, of which \$205,881,199 was awarded to large local governments in Texas with populations of 100,000 or more; and

WHEREAS, the City of Mesquite ("the City"), having a population of more than 100,000, was granted an allocation of QECBs in the amount of \$1,394,421 ("the Allocation") to be used only for specific purposes as defined in the QECB program; and

WHEREAS, the Texas Bond Review Board ("the Board") has been designated as the State of Texas' administrator for the allocation of federally authorized QECBs; and

WHEREAS, given the limitation of project opportunities, the City cannot use all of its Allocation at this time.


NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MESQUITE, TEXAS:

SECTION 1. That the City Council of the City of Mesquite hereby authorizes the City of Mesquite to waive \$1,394,421 of its Qualified Energy Conservation Bond allocation and releases said bond allocation to the State of Texas for reallocation.

SECTION 2. That the City Secretary of the City of Mesquite shall notify the Texas Bond Review Board of this action.

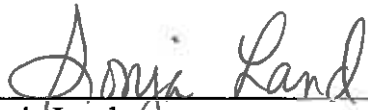
SECTION 3. That the Mayor, or his designee, is hereby authorized to execute any such agreements, documents or papers, approved as to form and content by the City Attorney, as may be necessary to implement the intent and purpose of this Resolution.

DULY RESOLVED by the City Council of the City of Mesquite, Texas, on the 5th day of July, 2011.




John Monaco
Mayor

ATTEST:



Sonja Land
City Secretary

APPROVED:



B. J. Smith
City Attorney



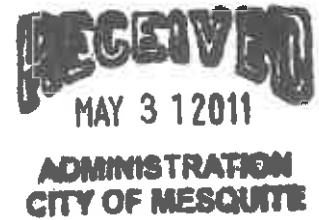
TEXAS BOND REVIEW BOARD

Governor Rick Perry, Chairman
Lieutenant Governor David Dewhurst
Speaker Joe Straus
Comptroller Susan Combs

Robert C. Kline
Executive Director

May 26, 2011

John Monaco
Mayor
PO Box 850137
Mesquite, TX 75185-0137



Notice of Allocation Procedures for Qualified Energy Conservation Bonds

Dear John Monaco:

The American Recovery and Reinvestment Act (ARRA) of 2009 increased the Qualified Energy Conservation Bond (QECB) volume cap to \$3.2 billion nationwide. The state of Texas received an allocation of \$252,378,000 of which \$205,881,199 will be awarded to large local governments and the remaining \$46,496,801 will be allocated by the state. QECBs are designed to promote the use of alternative energy and energy efficiency and can be used for projects that meet certain qualified conservation purposes. Up to 30% of a large local government's allocation may be used for privately-owned projects and the balance used for governmental purposes.

Projects that may qualify for QECB allocation are:

1. Capital expenditures incurred for purposes of:

- Reducing energy consumption in publicly-owned buildings by at least 20%
- Implementing green community programs
- Rural development involving the production of electricity from renewable energy resources
- Any facility eligible for the production tax credit under Section 45 of the Internal Revenue Code.

2. Expenditures with respect to research facilities and research grants to support research in:

- Development of cellulosic ethanol or non-fossil fuels
- Technologies for the capture and sequestration of carbon dioxide produced through the use of fossil fuels
- Increasing the efficiency of existing technologies for producing non-fossil fuels
- Automobile battery technologies and other technologies to reduce fossil fuel consumption in transportation.
- Technologies to reduce energy use in buildings.

3. Mass commuting facilities and related facilities that reduce the consumption of energy, including expenditures to reduce pollution from vehicles used for mass commuting.

4. Demonstration projects designed to promote commercialization of:

- Green building technology
- Conversion of agricultural waste for use in the production of fuel or otherwise
- Advanced battery manufacturing technologies
- Technologies to reduce peak use of electricity
- Technologies for the capture and sequestration of carbon dioxide emitted from combusting fossil fuels in order to produce electricity.

5. Public education campaigns to promote energy efficiency (other than movies, concerts and other events held primarily for entertainment purposes).

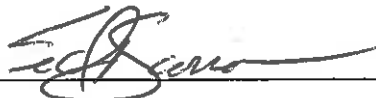
IRS Notice 2009-29 specified that large local governments with a population of over 100,000 shall receive a portion of the QECB authority allocated to each state (See below for specific amounts). Entities that receive an allocation have the option of using the allocation to issue bonds, designating the allocation to another issuer located within its jurisdiction or returning the allocation to the state for reallocation.

Entities that have received an allocation should return this letter along with a signature of an appropriate official indicating its intention either to utilize or waive the allocation through an official action of the City or County's governing body. Entities that elect to utilize the allocation should notify the state after issuance using the Notice of Issuance form on the Bond Review Board's website (<http://www.brb.state.tx.us/QECB/QECB.aspx>).

City or County: City of Mesquite

- YES
The City or County above intends to issue QECBs, issue QECBs through a conduit issuer, or designate another issuer within its jurisdiction to issue QECBs and will notify the Bond Review Board in accordance with Section 1202.008 of the Texas Government Code
- NO
The City or County above does not intend to issue QECBs and does not intend to designate the allocation to another issuer within its jurisdiction and hereby releases its allocation to the state for reallocation. Please include official action of the governing body.

If waiving the allocation, please attach a copy of the Resolution of the City or County's governing body releasing the allocation to the state for reallocation. An allocation will not be considered waived unless a copy of the Resolution is attached.

Signature  Title City Manager Date 7-6-11

For more information regarding reallocation procedures or details on qualifying projects please visit the Bond Review Board website at <http://www.brb.state.tx.us/QECB/QECB.aspx>.

QECB Allocation Amounts
Counties

County Name	Total QECB Amount to County	70%*	30%*
Harris	\$16,892,571	\$11,824,800	\$5,067,771
Dallas	\$5,223,960	\$3,656,772	\$1,567,188
Tarrant	\$6,588,669	\$4,612,068	\$1,976,601
Hidalgo	\$6,120,482	\$4,284,337	\$1,836,144
Fort Bend	\$4,971,999	\$3,480,399	\$1,491,600
Denton	\$4,203,627	\$2,942,539	\$1,261,088
Montgomery	\$4,346,871	\$3,042,810	\$1,304,061
Williamson	\$3,773,122	\$2,641,185	\$1,131,937
Collin	\$3,261,781	\$2,283,247	\$978,534
Brazoria	\$3,102,310	\$2,171,617	\$930,693
Galveston	\$2,996,367	\$2,097,457	\$898,910
Bexar	\$2,764,348	\$1,935,044	\$829,304
Travis	\$2,568,900	\$1,798,230	\$770,670
Cameron	\$2,245,026	\$1,571,518	\$673,508
Smith	\$2,095,283	\$1,466,698	\$628,585
Brazos	\$1,808,773	\$1,266,141	\$542,632
Bell	\$1,750,081	\$1,225,056	\$525,024
Johnson	\$1,580,988	\$1,106,692	\$474,296
Ellis	\$1,503,857	\$1,052,700	\$451,157
Hays	\$1,499,083	\$1,049,358	\$449,725
Jefferson	\$1,405,588	\$983,911	\$421,676
Ector	\$1,369,779	\$958,845	\$410,934
El Paso	\$1,302,523	\$911,766	\$390,757
Grayson	\$1,249,705	\$874,794	\$374,912
Gregg	\$1,237,067	\$865,947	\$371,120
Guadalupe	\$1,189,361	\$832,553	\$356,808
Parker	\$1,147,742	\$803,419	\$344,323
Tom Green	\$1,128,647	\$790,053	\$338,594
McLennan	\$1,117,586	\$782,310	\$335,276
Comal	\$1,108,769	\$776,138	\$332,631
Total County	\$91,554,862	\$64,088,403	\$27,466,459

*Assumes the maximum of 30% is used for privately-owned projects.

QECB Allocation Amounts

Cities

City Name	Total QECB Amount to City	70%*	30%*
Houston	\$23,373,147	\$16,361,203	\$7,011,944
San Antonio	\$14,067,032	\$9,846,922	\$4,220,110
Dallas	\$13,130,436	\$9,191,305	\$3,939,131
Austin	\$7,865,291	\$5,505,704	\$2,359,587
Fort Worth	\$7,216,908	\$5,051,836	\$2,165,073
El Paso	\$6,424,054	\$4,496,838	\$1,927,216
Arlington	\$3,927,364	\$2,749,155	\$1,178,209
Corpus Christi	\$3,022,035	\$2,115,424	\$906,610
Plano	\$2,760,474	\$1,932,332	\$828,142
Garland	\$2,315,870	\$1,621,109	\$694,761
Laredo	\$2,302,258	\$1,611,581	\$690,677
Lubbock	\$2,300,353	\$1,610,247	\$690,106
Irving	\$2,111,721	\$1,478,205	\$633,516
Amarillo	\$1,969,895	\$1,378,927	\$590,969
Brownsville	\$1,829,117	\$1,280,382	\$548,735
Grand Prairie	\$1,676,865	\$1,173,806	\$503,060
Pasadena	\$1,550,864	\$1,085,605	\$465,259
Mesquite	\$1,394,421	\$976,094	\$418,326
McAllen	\$1,346,863	\$942,804	\$404,059
Carrollton	\$1,310,388	\$917,272	\$393,116
Waco	\$1,293,696	\$905,587	\$388,109
Abilene	\$1,230,155	\$861,109	\$369,047
McKinney	\$1,223,815	\$856,670	\$367,144
Denton	\$1,222,608	\$855,826	\$366,782
Killeen	\$1,190,092	\$833,064	\$357,027
Beaumont	\$1,159,872	\$811,910	\$347,962
Midland	\$1,099,549	\$769,684	\$329,865
Wichita Falls	\$1,075,310	\$752,717	\$322,593
Tribal	\$2,935,885	\$2,055,120	\$880,766
Total Cities	\$114,326,337	\$80,028,437	\$34,297,902
Balance of State	\$46,496,801	\$32,547,760	\$13,949,040
Total Allocation	\$252,378,000	\$176,664,600	\$75,713,400

*Assumes the maximum of 30% is used for privately-owned projects.