



**BUILDING AUTHORITY BOARD OF COMMISSIONERS**

April 19, 2010

A meeting of the City of Petoskey Building Authority Board of Commissioners was held in the City Hall Joe C. Kilborn Conference Room at Petoskey, Michigan, on April 19, 2010. The meeting was called to order at 10:00 A.M and a roll call determined that the following were

Present: Dan Ralley, Chairperson  
John Gehres, Secretary  
Alan Terry, Treasurer

Absent: None

Upon motion made and seconded, the minutes of the January 26, 2010, meeting of the City of Petoskey Building Authority Board of Commissioners were approved as submitted.

Award Bond Sale The Director of Finance reported that, as part of the proposed improvements for the Bear River Valley Recreation Area and Bayfront Park Marina expansion projects, the Petoskey Building Authority Board of Commissioners was being asked to award bond sales to fund such improvement projects.

Following discussion and the receipt of bond sale bids, Mr. Ralley moved that, seconded by Mr. Gehres, the following resolution be approved:

WHEREAS, April 19, 2010, at 1:30 o'clock p.m., Eastern Daylight Time, has been set as the date and time for opening bids for the purchase of the Issuer's \$3,900,000 Building Authority Bonds, Series 2010 (Limited Tax General Obligation) (the "Bonds"); and

WHEREAS, said bids have been publicly opened and read; and

WHEREAS, the bids attached hereto as Exhibit A have been received; and

WHEREAS, it is appropriate for the Issuer to award the sale of the Bonds to the bidder whose bid meets the requirements of law and which has been determined to produce the lowest true interest cost to the Issuer.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. Award. The bid of Wells Fargo Brokerage Services, LLC, as attached hereto as Exhibit A, is determined to produce the lowest true interest cost to the Issuer and said bid is hereby approved and accepted.

2. Bond Details. The Bonds shall mature, bear interest, be subject to redemption and otherwise conform to the terms set forth in the Official Notice of Sale with respect to the Bonds as published in *The Bond Buyer* and the winning bid with respect to the Bonds as attached hereto as part of Exhibit A.

3. Tax Covenant. The Issuer hereby covenants that, to the extent permitted by law, it shall take all actions within its control necessary to maintain the exclusion of the interest on the bonds from adjusted gross income for general federal income tax purposes under the Internal Revenue Code of 1986, as amended, including, but not limited to, actions relating to the rebate of arbitrage earnings, if applicable, and the expenditure and investment of bond proceeds and moneys deemed to be bond proceeds.

4. Repealer. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same hereby are rescinded.

Said resolution was adopted by the following vote:

AYES: Gehres, Terry, Ralley (3)

NAYS: None (0)

There being no further business to come before the Building Authority Board of Commissioners, the meeting was adjourned at 2:10 P.M.

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John Gehres, Secretary