

RESOLUTION No. 2025/26-06
City of Dayton, Oregon

A Resolution Authorizing Tax and Revenue Anticipation Notes, and Related Matters.

WHEREAS, City Council of the City of Dayton (the "City") finds:

(1) A cash flow deficit is expected to arise in fiscal year 2025-2026, and it is desirable to authorize the City to respond to that cash flow deficit by issuing one or more tax and revenue anticipation notes in an aggregate principal amount of not more than four hundred forty-one thousand seven hundred and thirty-seven dollars (\$441,737); and

(2) Oregon Revised Statutes ("ORS") Section 287A.180 authorizes the City to borrow money in anticipation of tax revenues or other moneys by issuing notes, so long as: a) the principal amount of the notes does not exceed 80% of the taxes or other revenues, except grant moneys, that the City has budgeted or otherwise reasonably expects to have available to pay the notes, and b) the notes mature within 13 months after they are issued;

The City of Dayton resolves as follows:

Section 1. Notes Authorized.

The City is hereby authorized to issue one or more tax and revenue anticipation notes (the "Notes") for the above purposes and, pursuant to ORS 287A.300(2), to pay costs related to the Notes. The aggregate principal amount of the Notes shall not exceed four hundred forty-one thousand seven hundred and thirty-seven dollars (\$441,737). The Notes shall be issued pursuant to ORS Section 287A.180 and the other relevant provisions of ORS Chapter 287A and as provided in this resolution. The Notes may be issued in the form of financing agreements, lines of credit, credit facilities or other structures.

Section 2. Security.

Pursuant to ORS 287A.180(2)(a) and ORS 287A.315, the City may pledge its full faith and credit and taxing power within the limitations of Sections 11 and 11b of Article XI of the Oregon Constitution to pay the amounts due under the Notes. The City may pay the amounts due under the Notes from any and all of its legally available taxes and other funds.

Section 3. Delegation.

The City Manager, Finance Director or the designee of either of those officials (each of whom is referred to herein as a "City Official") is hereby authorized, on behalf of the City and without further action by the City Council, to:

(1) Negotiate, execute and deliver Notes and related documents.
Subject to the limitations of this resolution, the Notes and related documents may be in such form and contain such terms as the City Official may approve.

(2) Determine the final principal amounts, interest rates, payment dates, prepayment rights and all other terms of the Notes.

(3) Select one or more commercial banks or other lenders to purchase the Notes.

(4) Enter into covenants for the benefit of the lenders that the City Official determines are desirable to obtain favorable terms for the Notes.

(5) Determine whether the Notes will bear interest that is excludable from gross income under the Internal Revenue Code of 1986, as amended, or is includable in gross income under the code. If the Notes bear interest that is excludable from gross income under the code, the City Official may enter into covenants to maintain the excludability of interest on the Notes from gross income.

(6) Designate the Notes as "qualified tax-exempt obligations" pursuant to Section 265(b)(3) of the code, if applicable.

(7) Execute and deliver any other certificates or documents and take any other actions which the City Official determines are desirable to carry out this resolution.

Section 4. Effective Date. This resolution is effective immediately upon its adoption.

ADOPTED this 6th day of October 2025.

In Favor: Frank, Hildebrandt, Hover, Mackin, Pederson, Teichroew, Wilkins

Opposed:

Absent:

Abstained:

Annette Frank, Mayor

Date Signed

ATTEST:

Rocio Vargas, City Recorder

Date of Enactment