



**CITY OF TYLER, TEXAS  
CITY COUNCIL COMMUNICATION**

**Agenda Number:** M-14

**Date:** January 23, 2008

**Subject:** Request that the City Council consider adopting a resolution providing for the redemption of all remaining City of Tyler General Obligation bonds and resolving other matters related to these obligations.

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**Background:**

Since the approval of the One-Half Cent Sales Tax for funding Capital Projects it has been the stated intention of the City of Tyler to pay off the balance of its general obligation (tax supported ) debt at the earliest possible date. That opportunity will occur on March 1, 2008.

In order to achieve this long standing objective the City Council will need to approve the attached resolution documenting its intention to pay off the balance of its general obligation debt.

**Recommendation:**

It is recommended that the City Council approve the attached resolution providing for the redemption of all remaining City of Tyler General Obligation bonds and resolving other matters related to these obligations.

**Drafted/Recommended By:**

A handwritten signature in black ink that reads "Daniel Crawford".

**Daniel Crawford  
Director of Administrative Services/CFO**

**Edited/Submitted By:  
City Manager**

## **RESOLUTION NO. R-2008-3**

### **A RESOLUTION PROVIDING FOR THE REDEMPTION OF CERTAIN OUTSTANDING CITY OF TYLER, TEXAS GENERAL OBLIGATION REFUNDING BONDS, SERIES 1997; RESOLVING OTHER MATTERS INCIDENT AND RELATED TO THE REDEMPTION OF SUCH OBLIGATIONS; AND ESTABLISHING AN EFFECTIVE DATE.**

**WHEREAS**, pursuant to an ordinance (the "Ordinance") passed and adopted by the City Council (the "Council") of the City of Tyler, Texas (the "City"), the following described obligations were duly authorized to be issued and are currently outstanding, to wit: City of Tyler, Texas General Obligation Refunding Bonds, Series 1997, dated November 1, 1997, maturing on August 15 in each of the years 2008 through 2010, and aggregating in principal amount \$3,310,000; and

**WHEREAS**, the above identified obligations were authorized, issued, sold and delivered subject to the right and authority of the City to redeem the same prior to maturity, as provided in the Ordinance and in said obligations; and

**WHEREAS**, the Council hereby finds and determines that obligations of such series should be redeemed prior to their maturities on the date and in the manner hereinafter provided and in accordance with the requirements prescribed therefor and notice of redemption of such obligations should be approved and authorized to be given at this time by the Council;

**NOW, THEREFORDE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF TYLER, TEXAS:**

**PART 1:** The bonds of the series known as "City of Tyler, Texas General Obligation Refunding Bonds, Series 1997," dated November 1, 1997, maturing on August 15 in the years 2008 through 2010, and aggregating in principal amount \$3,310,000, shall be redeemed and the same are hereby called for redemption on March 1, 2008, at the price of par plus accrued interest to the date of redemption. The Mayor and the City Clerk are hereby authorized and directed to file a copy of this Resolution, together with a suggested form of notice of redemption to be sent to bondholders, with The Bank of New York Trust Company, N.A., the paying agent/registrar for such obligations, in accordance with the redemption provisions applicable to such obligations; such suggested form of notice of redemption being attached hereto as Exhibit A and incorporated herein by reference as a part of this Resolution for all purposes.

**PART 2:** The Mayor and the City Clerk of the City are hereby authorized and directed to make all arrangements necessary to notify the holders of such obligations of the City's decision to redeem such obligations on the date and in the manner herein provided and in accordance with the Ordinance.

**PART 3:** It is officially found, determined, and declared that the meeting at which this Resolution is adopted was open to the public and public notice of the time, place, and subject matter of the public business to be considered at such meeting, including this Resolution, was given, all as required by Chapter 551, Texas Government Code, as amended.

**PART 4:** This Resolution shall be in force and effect from and after its passage on the date shown below.

**PASSED AND APPROVED** this 23rd day of January, A. D., 2008.

\_\_\_\_\_  
JOSEPH O. SEEBER, MAYOR OF  
THE CITY OF TYLER, TEXAS

ATTEST:

APPROVED:

\_\_\_\_\_  
CASSANDRA BRAGER, CITY CLERK

\_\_\_\_\_  
CITY ATTORNEY

**EXHIBIT "A" TO RESOLUTION R-2008-3**

EXHIBIT A

NOTICE OF REDEMPTION  
CITY OF TYLER, TEXAS  
GENERAL OBLIGATION REFUNDING BONDS, SERIES 1997  
Dated November 1, 1997

NOTICE IS HEREBY GIVEN that all bonds of the above series maturing on August 15 in each of the years 2008 through 2010 and aggregating in principal amount of \$3,310,000 have been called for redemption on March 1, 2008 at the redemption price of par and accrued interest to the date of redemption, such bonds being identified as follows:

<u>Year of Maturity</u>	<u>Principal Amount Outstanding</u>	<u>CUSIP number</u>
2008	\$1,055,000	
2009	\$1,105,000	
2010	\$1,150,000	

ALL SUCH BONDS shall become due and payable on March 1, 2008, and interest thereon shall cease to accrue from and after said redemption date and payment of the redemption price of said obligations shall be paid to the registered owners of the obligations only upon presentation and surrender of such obligations to:

By Hand:

The Bank of New York  
Debt Processing Group  
111 Sanders Creek Parkway  
East Syracuse, New York 13057

By Mail:

The Bank of New York  
Debt Processing Group  
P. O. Box 396  
East Syracuse, New York 13057

THIS NOTICE is issued and given pursuant to the terms and conditions prescribed for the redemption of said obligations and pursuant to a Resolution by the City Council of the City of Tyler, Texas.

THE BANK OF NEW YORK TRUST  
COMPANY, N.A.  
10161 Centurion Parkway, 2<sup>nd</sup> Floor  
Jacksonville, FL 32256