

RESOLUTION NO. 2013-1

NAMPA DEVELOPMENT CORPORATION

WHEREAS, the Nampa Development Corporation (herein referred to as the “Agency”), an independent public body corporate and politic, formerly known as the Urban Renewal Agency of the City of Nampa, Idaho (the “City”), is an urban renewal agency created by and existing under the authority of the Idaho Urban Renewal Law of 1965, Title 50, Chapter 20 of the Idaho Code, as amended (the “Law”), and possessing revenue allocation financing powers under the Local Economic Development Act, Title 50, Chapter 29, as amended (the “Act”); and

WHEREAS, the City Council of the City (the “City Council”), after notice duly published, conducted a public hearing on November 29, 2006, on the Nampa Economic Development Redevelopment Plan (the “Plan”) for the City of Nampa Urban Renewal Project; and

WHEREAS, following said public hearing, the City Council adopted its Ordinance No. 3652 on December 18, 2006 approving Plan, as amended, and making certain findings, which Plan was further amended on November 19, 2007 by Ordinance No. 3751, following appropriate public hearings and notices thereof; and

WHEREAS, the Board of Commissioners of the Agency (the “Board”) is authorized pursuant to the Law to issue bonds to finance “urban renewal projects” as defined in said Law; and

WHEREAS, the Plan allows the financing of urban renewal projects with revenue allocation funds pursuant to the Act; and

WHEREAS, the Agency desires to undertake the development and construction of a new library, public square, and public parking garage to serve residents and visitors of the City, together with necessary infrastructure work, site work, and streetscape improvements (the “Project”) to be located in the urban renewal area; and

WHEREAS, the Board desires to authorize the actions needed to prepare for the negotiated sale and issuance of its Revenue Allocation (Tax Increment) and Parking Revenue Bonds, Series 2013 (Library Square Project) (the “Bonds”), the proceeds of which will be used to i) finance the Project, ii) fund a debt service reserve account, and iii) pay the costs of issuance of the Bonds;

WHEREAS, in connection with the proposed issuance and sale of the Bonds, the Agency has appointed Municipal Capital Markets Group, Inc., as underwriter (the “Underwriter”) and Hawley Troxell Ennis & Hawley LLP, as bond counsel and disclosure counsel (“Hawley Troxell”) to assist in the preparation of documentation for the sale and issuance of the Bonds;

WHEREAS, the Board desires to approve the form of Preliminary Limited Offering Memorandum pursuant to which the Bonds are to be offered to investors (the “Preliminary

Memorandum”) and to authorize Hawley Troxell to prepare and cause to be published a notice of bond sale prior to the date of sale thereof in compliance with Section 50-2012, Idaho Code (the “Notice of Bond Sale”).

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Board as follows:

Section 1. The Board authorizes the Agency’s officials to work with the Underwriter and Hawley Troxell to prepare the Preliminary Memorandum with respect to the offering of the Bonds and submit the Preliminary Memorandum to rating agencies for purposes of obtaining a rating for the Bonds. Upon completion of the Preliminary Memorandum, the Chair or Vice Chair of the Board of the Agency each are authorized and instructed to approve the Preliminary Memorandum, and to execute and deliver a certificate as to the finality of the POS pursuant to SEC Rule 15c2-12, and the Underwriter is authorized to use the Preliminary Memorandum in connection with the offering of the Bonds.

Section 2. Hawley Troxell is authorized to prepare the Bond Sale Notice and effect timely publication thereof in the Idaho Press Tribune prior to the sale of the Bonds, and to provide and/or assist with preparation of the documentation for the issuance and sale of the Bonds.

Section 3. If any section, paragraph, clause or provision of the foregoing resolutions shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any of the remaining provisions of the resolutions.

PASSED AND APPROVED this 23rd day of January, 2013.

NAMPA DEVELOPMENT CORPORATION

By 
Vice-Chair, Board of Commissioners

ATTEST:

Secretary, Board of Commissioners

(SEAL)