



Durango Fire Protection District
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**RESOLUTION FOR DECLARATION OF “OFFICIAL INTENT”
TO REIMBURSE EXPENDITURES WITHIN THE MEAN
OF TREASURY REGULATION §1.150-2.**

RESOLUTION 2016 -8

WHEREAS, the Board of Directors (the “Board”) of the Durango Fire Protection District, La Plata County and San Juan County, Colorado (the “District”), has determined and hereby determines and declares that the interest of the District and the public interest and necessity require that certain improvements be constructed and acquired for the District and its inhabitants; and

WHEREAS, the Board has determined that it is necessary to make capital expenditures related to such improvements prior to the time that lease purchase financing will be issued to finance the improvements; and

WHEREAS, it is the Board's reasonable expectation that when such lease purchase financing is available, the capital expenditures will be reimbursed with the proceeds of the lease purchase financing; and

WHEREAS, in order to comply with the provisions of the Internal Revenue Code of 1986, as amended (the “Code”), it is the Board's desire that this resolution shall constitute the “official intent” of the Board to reimburse such capital expenditures within the meaning of Treasury Regulation §1.150-2;

NOW THEREFORE, BE IT RESOLVED BY THE DURANGO FIRE PROTECTION DISTRICT, LA PLATA COUNTY AND SAN JUAN COUNTY, COLORADO:

Section 1. Project Description; Maximum Principal Amount of Financing. The Board intends to make capital expenditures for the design, acquisition and construction of a new central Station No. 2 in the City of Durango, Colorado, and all necessary or appropriate appurtenances, property rights, and equipment (the “Project”). The maximum principal amount of lease purchase financing expected to be required by the District for the Project will be \$9,000,000 (the “Financing”).

Section 2. Reasonableness of Official Intent. The Board reasonably expects that such capital expenditures will be reimbursed with the proceeds of the Financing.

Section 3. Reimbursement Period. The reimbursement allocation with respect to such capital expenditures will be made not later than 18 months after the later of: 1) the date the original expenditure is paid; or 2) the date the Project is placed in service or abandoned, but in no event more than 3 years after the original expenditure is paid.

Section 4. Anti-abuse rules. The District shall not use reimbursed moneys for purposes prohibited by Treasury Regulation §1.150-2(h).

Section 5. Declaration of Official Intent. This Resolution is intended to be a declaration of “official intent” to reimburse expenditures within the meaning of Treasury Regulation §1.150-2.

Section 6. Repealer. All acts, orders, resolutions, or parts thereof, of the District that are inconsistent or in conflict with this Resolution are hereby repealed to the extent only of such inconsistency or conflict.

Section 7. Effective Date. The provisions of this Resolution shall take effect immediately upon its adoption and approval.

ADOPTED AND APPROVED this 13th day of December, 2016.

DURANGO FIRE PROTECTION DISTRICT

BY: 

Kathleen Morris, President

ATTEST:



Patti Zink, Secretary/Treasurer