

Resolution Number _____

A resolution for Resolution Determining the Need for the Acquisition of Public Safety Radio Equipment

Whereas, the Missoula City Council passed and adopted resolution 8544 setting forth the annual appropriations for the City of Missoula, Montana for fiscal year 2022 and resolution 8541 levying taxes for municipal and administrative purposes for fiscal year 2022; and

Whereas, the approved annual appropriations for fiscal year FY 2022 include the capital improvement project "Public Safety/Public Works Infrastructure Replacement" hereinafter called "Public Safety Radio Equipment" project

Now therefore be it resolved that the City of Missoula hereby has determined that a true and very real need exists for the acquisition of the Public Safety Equipment (the Equipment) or other personal property described in the Lease between CITY OF MISSOULA, MT (Lessee) and Motorola Solutions, Inc. (Lessor).

Be it further resolved by the City Council of the City of Missoula, Montana that: The Governing body of Lessee has determined that the Lease, substantially in the form presented to this meeting, is in the best interests of the Lessee for the acquisition of such Equipment or other personal property, and the Governing Board hereby approves the entering into of the Lease by the Lessee and hereby designates and authorizes the following person(s) referenced in the Lease to execute and deliver the Lease on Lessee's behalf with such changes thereto as such person deems appropriate, and any related documents, including any escrow agreement, necessary to the consummation of the transactions contemplated by the Lease. The amount of the Lease will not exceed \$1,972,794. The Lease is intended to be a contract of which the interest portion is intended to be exempt from federal income tax. No reimbursement allocation of the proceeds of the Lease for the expenditures relating to the Equipment will employ an abusive arbitrage device (within the meaning of Treasury Regulations, Section 1.148-10) to avoid the arbitrage restrictions or to avoid the restrictions of Sections 141 through 150 of the Code. This Resolution is intended to constitute a declaration of official intent for purposes of the United States Treasury Regulations, Section 1.150-2.

PASSED AND ADOPTED this _ day of _ , 2021

ATTEST:

Martha L. Rehbein, CMC
City Clerk

(SEAL)

APPROVED:

John Engen
Mayor