

RESOLUTION NO. 2025-R-95

Authorizing the amendments, revisions, and completion, and filing of an application for financial assistance from the State Infrastructure Bank in the amount of eight million five hundred thousand dollars and zero cents (\$8,500,000.00); Authorizing City Manager to act on behalf of the City of Laredo in all matters relating to the participation, including the negotiation and execution of any resultant State Infrastructure Bank Loan Agreement.

WHEREAS, the State Infrastructure Bank, operated by the Texas Department of Transportation, is a revolving loan fund; and

WHEREAS, on August 5th, 2024, the City Council (the “City Council”) of the City of Laredo (the “City”) approved Resolution No. 2024-R-256, which authorized the City Manager to execute and submit an application for financial assistance (the “Application”) from the State Infrastructure Bank in the amount of \$8,500,000.00, for the following purposes: (i) three million seven hundred thousand dollars and zero cents (\$3,700,000.00) as the City’s responsibility for all non- federal or non-state participation costs associated with the West Laredo Multimodal Trade Corridor – Phase II (Flecha/Las Cruces Realignment Project) – Advanced Funding Agreement (CSJ 0922-33-076) including any overruns in excess of the approved local project budget, and (ii) four million eight hundred thousand dollars and zero cents (\$4,800,000.00) as City’s responsibility for all non- federal or non-state participation costs associated with the West Laredo Multimodal Trade Corridor – Phase III (Calton Grade Separation Project) – Advanced Funding Agreement (CSJ 0922-33-093) including any overruns in excess of the approved local project budget (the “Projects”); and

WHEREAS, the Application attached as an exhibit to Resolution 2024-R-256 included “Certificate of Obligation” as the type of issuance, and stated the following as the City’s legal authority to incur the proposed debt and the City’s proposed pledge of source of repayment: *“The proposed debt (Certificates of Obligation) is to be issued by the City pursuant to the Home Rule Charter of the City, the Constitution and general laws of the State of Texas, including particularly Subchapter C of Chapter 271, Texas Local Government Code, as amended, Subchapter B of Chapter 367, Transportation Code, and an ordinance to be adopted by the City Council at a future date. The proposed debt will be payable as to principal and interest from a combination of (i) an ad valorem tax levied annually, within the limits prescribed by law, against all taxable property in the City and (ii) a pledge of limited surplus revenues of the City’s International Toll Bridge System, to be provided in the future ordinance.”*

WHEREAS, the City now finds it in the best interest of the City to authorize the City Manager to revise and amend such application, to request that the type of issuance be a “Direct Loan” under Section 222.0745 of the Texas Transportation Code, as amended, and to state the following as the City’s legal authority to incur the proposed debt and the City’s proposed pledge of source of repayment: *“Section 222.0745 of the Texas Transportation Code, the City’s Home Rule Charter, and an Ordinance to be approved by City Council. The proposed debt will be payable as to principal and interest from an ad valorem tax levied annually, within the limits prescribed by law, against all taxable property in the City.”*

WHEREAS, the City further finds it in the best interest of the City to authorize the City Manager to negotiate and execute any State Infrastructure Bank Loan Agreement resulting from such the Application, as amended.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LAREDO, TEXAS:

Section 1: That the City Council finds it to be in the best interest of the City to revise and amend the original application for a loan (attached to Resolution 2024-R-256 as Exhibit A) as set forth in the fourth recital above.

Section 2: That the City Council hereby authorizes the City Manager of the City of Laredo to complete, amend, revise, and execute the application for financial assistance from the State Infrastructure Bank and to submit the application (as completed, amended, or revised), together with all required documentation, to the Texas Department of Transportation for consideration.

Section 3: That the City Council hereby authorizes the City Manager of the City of Laredo to negotiate and execute any State Infrastructure Bank Loan Agreement resulting from such Application, as amended.

Section 4: That this resolution shall become effective as and from the date of final passage.

Section 5: That the City Council officially finds, determinates, recites and declares that a sufficient written notice of the date, hour, place and subject of this meeting of the City Council was posted at a place convenient to the public at the city hall of the City for the time required by law preceding this meeting as required by the Open Meeting Law, Article 6252-17, Texas Revised Civil Statutes Annotated; and that this meeting has been open to the public as required by law at all times during which this resolution and the subject matter approves and confirms such written notice and the contents and postings hereof.

[Execution Page Follows.]

PASSED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR on this 7th day of April, 2025.

BY: _____

DR. VICTOR D. TREVIÑO

MAYOR

ATTEST:

MARIO I. MALDONADO, JR.

CITY SECRETARY

APPROVED AS TO FORM:

BY: DOANH "ZONE" T. NGUYEN

CITY ATTORNEY