

COMAL COUNTY, TEXAS

RESOLUTION NO. 2017-20

A RESOLUTION OF COMAL COUNTY, TEXAS APPROVING THE FORM AND AUTHORIZING THE DISTRIBUTION OF A PRELIMINARY OFFICIAL STATEMENT FOR THE COMAL COUNTY, TEXAS SPECIAL ASSESSMENT REVENUE BONDS, SERIES 2017 (THE CROSSINGS PUBLIC IMPROVEMENT DISTRICT); AND RESOLVING OTHER MATTERS INCIDENT AND RELATED THERETO.

WHEREAS, the Public Improvement District Assessment Act, Texas Local Government Code, Chapter 372, as amended (the "PID Act") authorizes Comal County, Texas (the "County") to create a public improvement district within the County; and

WHEREAS, pursuant to Resolution 2016-09 adopted by the Commissioners Court (the "Court") of the County on April 14, 2016, the County has created the "The Crossings Public Improvement District" (the "PID");

WHEREAS, the County intends to issue the bonds to be designated "Comal County, Texas, Special Assessment Revenue Bonds, Series 2017 (The Crossings Public Improvement District)" (the "Bonds") to fund certain improvements in the PID as authorized by the PID Act; and

WHEREAS, there has been presented to this Court a Preliminary Official Statement relating to the Bonds (the "Preliminary Official Statement"); and

WHEREAS, this Court finds and determines that it is necessary and in the best interests of the County to approve the form and content of the Preliminary Official Statement and authorize the use of the Preliminary Official Statement in the offering and sale of the Bonds by the underwriter of the Bonds, RBC Capital Markets, LLC (the "Underwriter"), under the conditions outlined herein.

NOW THEREFORE, BE IT RESOLVED BY THE COMMISSIONERS COURT OF COMAL COUNTY, TEXAS AS FOLLOWS:

SECTION 1. THAT the form and content of the Preliminary Official Statement is hereby approved with such changes, addenda, supplements or amendments as may be approved by the Interim County Auditor or the designee thereof.

SECTION 2. THAT the County hereby authorizes the Preliminary Official Statement to be used by the Underwriter in connection with the initial marketing and sale of the Bonds after the closing of the Purchase; provided that such Preliminary Official Statement shall not be released to the public without the approval of the Interim County Auditor or designee thereof, which approval shall be made in consultation with SAMCO Capital Markets, Inc., the County's Financial Advisor and Norton Rose Fulbright US LLP, the County's Bond Counsel.

SECTION 3. THAT the Court hereby delegates to the Interim County Auditor or designee thereof the authority to approve release of the Preliminary Official Statement to the public for use in marketing the Bonds under the conditions outlined herein.

SECTION 4. THAT County staff is authorized and directed to do all things proper and necessary to carry out the intent hereof.

SECTION 5. THAT this Resolution shall become effective from and after its date of passage in accordance with law.

[Execution page follows.]

PASSED AND ADOPTED, this July 27, 2017.

COMAL COUNTY, TEXAS


Sherman Krause, County Judge

ATTEST:


County Clerk and Ex Officio Clerk of the
Commissioners Court of Comal County, Texas



EXHIBIT A

CONSIDERATION AND APPROVAL OF A RESOLUTION APPROVING THE FORM AND AUTHORIZING THE DISTRIBUTION OF A PRELIMINARY OFFICIAL STATEMENT FOR THE COMAL COUNTY, TEXAS SPECIAL ASSESSMENT REVENUE BONDS, SERIES 2017 (THE CROSSINGS PUBLIC IMPROVEMENT DISTRICT)

EXHIBIT B

A MOTION BY COMMISSIONER _____ AND SECONDED BY COMMISSIONER _____ THAT THE COMMISSIONERS COURT APPROVE A RESOLUTION APPROVING THE FORM AND AUTHORIZING THE DISTRIBUTION OF A PRELIMINARY OFFICIAL STATEMENT FOR THE COMAL COUNTY, TEXAS SPECIAL ASSESSMENT REVENUE BONDS, SERIES 2017 (THE CROSSINGS PUBLIC IMPROVEMENT DISTRICT) AND RESOLVING OTHER MATTERS INCIDENT AND RELATED THERETO

CERTIFICATE OF COUNTY CLERK

THE STATE OF TEXAS §
 §
COUNTY OF COMAL §

THE UNDERSIGNED HEREBY CERTIFIES that:

1. The Commissioners Court (the *Court*) of Comal County, Texas (the *County*), convened on the 27th day of July, 2017 in a regular session of the Court in the County Courthouse (the *Meeting*), which Meeting was at all times open to the public, the duly constituted officers and members of the Court being as follows:

Sherman Krause	County Judge
Donna Eccleston	Commissioner, Precinct No. 1
Scott Haag	Commissioner, Precinct No. 2
Kevin Webb	Commissioner, Precinct No. 3
Jen Crownover	Commissioner, Precinct No. 4

and all of such persons were present at the public hearing, except the following: n/a, thus constituting a quorum. Among other business considered at the public hearing, the attached resolution (the *Resolution*) entitled:

A RESOLUTION OF COMAL COUNTY, TEXAS APPROVING THE FORM AND AUTHORIZING THE DISTRIBUTION OF A PRELIMINARY OFFICIAL STATEMENT FOR THE COMAL COUNTY, TEXAS SPECIAL ASSESSMENT REVENUE BONDS, SERIES 2017 (THE CROSSINGS PUBLIC IMPROVEMENT DISTRICT); AND RESOLVING OTHER MATTERS INCIDENT AND RELATED THERETO.

was introduced for the due consideration of the Court. After presentation and discussion of the Resolution, a motion was made by Commissioner Webb that the Resolution be passed and adopted. The motion was seconded by Commissioner Haag and carried by the following vote:

4 voted "For" 0 voted "Against" 1 "Abstained"

all as shown in the official Minutes of the Court for the Meeting.

2. The attached Resolution is a true and correct copy of the original on file in the official records of the County; the duly qualified and acting members of the Court on the date of the public hearing are those persons shown above, and, according to the records of my office, each member of the Court was given actual notice of the time, place, and purpose of the public hearing and had actual notice that the Resolution would be considered; and the Meeting and deliberation of the aforesaid public business, including the subject of the Resolution, was open to the public and written notice of said public hearing, including the subject of the Resolution, was

posted and given in advance thereof in compliance with the provisions of Chapter 551, as amended, Texas Government Code.

IN WITNESS WHEREOF, I have signed my name officially and affixed the seal of the Commissioners Court, this 27th day of July, 2017.

Bobbie Kepp

County Clerk and Ex-Officio Clerk of the
Commissioners Court of Comal County,
Texas



(SEAL OF COMMISSIONERS COURT)

July 20, 2017

Via E-Mail
By Federal Express

Ms. Jessie Rahe
Interim County Auditor
Comal County, Texas
150 N. Seguin
New Braunfels, Texas 78130

Norton Rose Fulbright US LLP
98 San Jacinto Boulevard, Suite 1100
Austin, Texas 78701-4255
United States

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Re: Comal County, Texas – The Crossings Public Improvement District

Dear Ms. Rahe:

I enclose as Exhibit A to this letter the agenda item to be utilized in preparing the agenda for the July 27, 2017 regular meeting (the *Meeting*) of the Commissioners Court (the *Court*) of Comal County, Texas. Thank you for ensuring that this agenda item is posted in accordance with the provisions of the Texas Open Meetings Act. I also enclose as Exhibit B the suggested motion for this item. Exhibits A and B are enclosed in Word format for your convenience.

I also enclose the following documents pertaining to the captioned matter for execution at the Meeting and for inclusion in the Courts agenda packets:

1. Resolution Approving the Form and Authorizing the Distribution of a Preliminary Official Statement (the *Resolution*) (one copy and five signature pages); and
2. County Clerk's Certificate pertaining to the above Resolution (two copies and five signature pages).

Please complete and return one copy of the Clerk's Certificate and all executed signature pages to me. The completed copies of the aforementioned documents should be retained for the Court's files.

Thank you, in advance, for your prompt attention to this matter. If I can provide any additional assistance concerning this matter, please do not hesitate to contact me.

Very truly yours,



Stephanie Leibe

SVL/scc
Enclosures

Ms. Jessie Rahe
July 20, 2017
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^NORTON ROSE FULBRIGHT

cc: Mr. Tillman S. Roots (Comal County, Texas)
Mr. Duane Westerman (SAMCO Capital Markets, Inc.)
Mr. Allen Westerman (SAMCO Capital Markets, Inc.)
Mr. Nicholas Westerman (SAMCO Capital Markets, Inc.)
Mr. W. Jeffrey Kuhn (Firm)
Mr. Clay Binford (Firm)
Mr. Arnold Cantu III (Firm)
Ms. Lauren Ferrero (Firm)
Mr. Matthew A. Lee (Firm)
Mr. Clay Chrisman (Firm)
Mr. Darius Ravangard (Firm)