


Date: March 26, 2025

To: Board of Directors

From: Sam Desue, Jr. 

Subject: **RESOLUTION NO. 25-03-11 OF THE TRI-COUNTY METROPOLITAN TRANSPORTATION DISTRICT OF OREGON (TRIMET) DECLARING OFFICIAL INTENT TO REIMBURSE PRIOR EXPENDITURES FROM THE PROCEEDS OF SENIOR LIEN PAYROLL TAX REVENUE BONDS**

1. Purpose of Item

This Resolution requests that the TriMet Board of Directors (Board) declare its official intent to reimburse certain expenditures (Prior Expenditures) related to the costs of transit projects and transit supportive systems (Projects) from the proceeds of Senior Lien Payroll Tax Revenue Bonds (Bonds) that the Board may authorize in the future.

2. Type of Agenda Item

- Initial Contract
- Contract Modification
- Other: Declaration of Official Intent to Reimburse TriMet from Bond proceeds.

3. Reason for Board Action

United States Treasury Regulations Section 1.150-2 requires the Board to declare its official intent to reimburse Prior Expenditures incurred before the Board issues the Bonds.

4. Type of Action

- Resolution
- Ordinance 1st Reading
- Ordinance 2nd Reading
- Other _____

5. Background

Pursuant to ORS Chapter 287A, TriMet may issue and sell revenue bonds, including Senior Payroll Tax Revenue Bonds, for a public purpose. Pursuant to this Resolution, the Board officially declares its intent for TriMet to reimburse Prior Expenditures incurred to pay for the Projects, including without limitation: Light Rail Vehicle Replacement, Alternative Fuel Infrastructure, Tualatin Valley Highway Transit Improvements, 82nd Avenue Transit Improvements, Bus Purchases, and the Columbia Bus Base Project, along with the costs to administer the Bond sales.

6. Financial/Budget Impact

If Prior Expenditures cannot be reimbursed from the proceeds of the Bonds, other sources of funds will be required to finance the Prior Expenditures.

7. **Impact if Not Approved:**

If this Resolution is not approved, TriMet will be unable to reimburse Prior Expenditures from the proceeds of the Bonds. This could impair TriMet's ability to advance the Projects for which the proceeds of the Bonds are dedicated.

RESOLUTION NO. 25-03-11

**RESOLUTION NO. 25-03-11 OF THE TRI-COUNTY METROPOLITAN
TRANSPORTATION DISTRICT OF OREGON (TRIMET) DECLARING
OFFICIAL INTENT TO REIMBURSE PRIOR EXPENDITURES FROM THE
PROCEEDS OF SENIOR LIEN PAYROLL TAX REVENUE BONDS**

WHEREAS, TriMet is authorized, pursuant to ORS 287A.150, to issue revenue bonds, including Senior Lien Payroll Tax Revenue Bonds, to finance transit projects and transit supportive systems, including, without limitation: Light Rail Vehicle Replacement, Alternative Fuel Infrastructure, Tualatin Valley Highway Transit Improvements, 82nd Avenue Transit Improvements, Bus Purchases and the Columbia Bus Base (Projects); and

WHEREAS, TriMet reasonably expects to issue tax-exempt Senior Lien Payroll Tax Revenue Bonds (Bonds) in an aggregate principal amount not to exceed \$150 million, and that certain proceeds of the Bonds will be used to reimburse expenditures for the Projects paid prior to issuance of the Bonds (Prior Expenditures); and

WHEREAS, the rules of the United States Internal Revenue Service, specifically Treasury Regulation § 1.150-2, require TriMet to declare its official intent to reimburse itself for amounts it will spend on the Projects before the Bonds are issued, in order for TriMet to be reimbursed for such Prior Expenditures from the proceeds of the Bonds.

NOW, THEREFORE, BE IT RESOLVED:

Section 1. Declaration of Intent to Reimburse.

TriMet hereby declares its official intent to reimburse itself with the proceeds of the Bonds for any Prior Expenditures with respect to the Projects paid prior to the issuance of the Bonds. This declaration is adopted as official action of the Board in order to comply with United States Treasury Regulation §1.150-2. This declaration does not bind TriMet to make any expenditure, incur any indebtedness, or proceed with any Projects.

Section 7. Effective Date Security.

This Resolution shall take effect on the date of its adoption.

Dated: March 26, 2025




Presiding Officer

Attest:



Recording Secretary

Approved as to Legal Sufficiency:



Christine E. Reynolds, Partner
Orrick, Herrington & Sutcliffe LLP