
Agenda Item 8629

October 5, 2009

SUBJECT: Approval of Resolution approving and authorizing the use of the Preliminary Official Statement in connection with the Austin Community College District Combined Fee Revenue Building and Refunding Bonds, Series 2009 and authorizing the appointment of underwriters.

RECOMMENDATION

That the Board of Trustees approve the resolution authorizing the use of the Preliminary Official Statement in connection with the Austin Community College District Combined Fee Revenue Building and Refunding Bonds, Series 2009 and authorizing the appointment of underwriters.

Motion

Move Approval of the “Resolution Authorizing The Appointment Of Underwriters For The Austin Community College District Combined Fee Revenue Building And Refunding Bonds, Series 2009 And The Use Of The Preliminary Official Statement In Connection With The Bonds.”

RELATED BOARD POLICY OR PLANNING PRIORITY

This item is consistent with ACC Board Policy E-2, Provision of College Facilities.

RATIONALE

The issuance of Fee Revenue Building and Refunding Bonds by the Austin Community College District is necessary in order to fund certain land acquisitions, construction projects, and refunding of outstanding bonds.

BUDGETARY CONSIDERATION

Provides for the issuance of an amount not to exceed \$41,000,000 for land and construction, and to refund approximately \$10,030,000 of the outstanding Austin Community College District Combined Fee Revenue Building and Refunding Bonds.

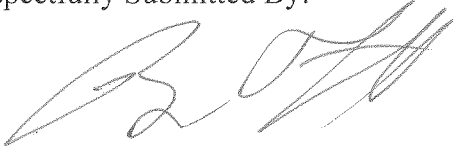
RESOURCE PERSONNEL

Ben Ferrell, Executive Vice President, Finance and Administration
Neil Vickers, Associate Vice President, Finance and Budget
Tom Pollan, ACC Counsel
Jorge Rodriguez, ACC Financial Advisor

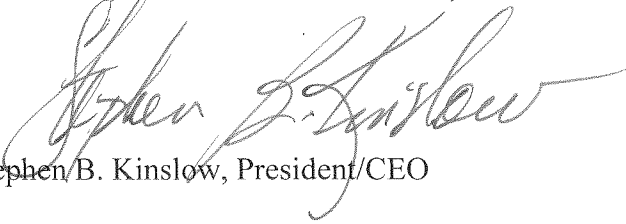
ATTACHMENTS

- A) Resolution Authorizing The Appointment Of Underwriters For The Austin Community College District Combined Fee Revenue Building And Refunding Bonds, Series 2009 And The Use Of The Preliminary Official Statement In Connection With The Bonds.
- B) Preliminary Official Statement (Provided under separate cover)

Respectfully Submitted By:

A handwritten signature in black ink, appearing to read "B Ferrell".

Ben Ferrell, Executive Vice President, Finance and Administration

A handwritten signature in black ink, appearing to read "Stephen B. Kinslow".

Stephen B. Kinslow, President/CEO

RESOLUTION AUTHORIZING THE APPOINTMENT OF UNDERWRITERS
FOR THE AUSTIN COMMUNITY COLLEGE DISTRICT COMBINED FEE
REVENUE BUILDING AND REFUNDING BONDS, SERIES 2009 AND
THE USE OF THE PRELIMINARY OFFICIAL STATEMENT IN
CONNECTION WITH THE BONDS

WHEREAS, the Austin Community College District (the "College") is in the process of issuing its Austin Community College District Combined Fee Revenue Building and Refunding Bonds, Series 2009 (the "Bonds"); and

WHEREAS, it is desirable to appoint Underwriters for the sale of the Bonds authorized by this Resolution; and

WHEREAS, the Board of Trustees of the College (the "Board") approves and authorizes the use of the Preliminary Official Statement in connection with the Bonds;

THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE AUSTIN COMMUNITY COLLEGE DISTRICT, FOR AND ON BEHALF OF THE AUSTIN COMMUNITY COLLEGE DISTRICT, THAT:

Section 1. Appointment of Underwriters. The Board hereby appoints the following underwriters for the Bonds:

First Southwest Company	Senior Manager
Cabrera Capital Markets, Inc.	Co- Manager
Estrada, Hinojosa & Co., Inc.	Co- Manager

Section 2. Approval of Official Statement. The form and substance of the Preliminary Official Statement for the Bonds (the "Official Statement"), presented to and considered at this meeting, is hereby in all respects approved and adopted, and the Official Statement is hereby deemed final as of its date (except for the omission of pricing and related information) within the meaning and for the purposes of paragraph (b)(1) of Rule 15c2-12 under the Securities Exchange Act of 1934, as amended, by the Board.

Section 3. Findings. The declarations, determinations and findings declared, made and found in the preamble to this Resolution are hereby adopted, restated and made a part of the operative provisions hereof.

Section 4. Open Meeting. The Board officially finds and determines that the meeting at which this Resolution is adopted was open to the public; and that public notice of the time, place, and purpose of such meeting was given, all as required by Chapter 551, Texas Government Code, as amended.

PASSED AND APPROVED this 5th day of October, 2009.

Chair, Board of Trustees
Austin Community College District

ATTEST:

Secretary, Board of Trustees
Austin Community College District

[SEAL]