

Lutz, Kelsey

From: Lutz, Kelsey
Sent: Tuesday, June 18, 2019 9:05 AM
To: 'Holzapfel, Jolayne R.'
Subject: Omaha Public Facilities Corporation, Lse Rev Bonds, 2019A - \$1,670,000 & Lse Rev Ref Bonds, 2019B - \$6,595,000
Attachments: E2832_CITY_OF_OMAHA_PUBLIC_FACILITIES_CORPORATION.pdf

The attached bond information for the Omaha Public Facilities Corporation Lease Revenue Bonds, Series 2019A, in the amount of \$1,670,000 and Lease Revenue Refunding Bonds, Series 2019B, in the amount of \$6,595,000, was received on June 17, 2019. It is filed in Book E, page 2832.

Kelsey Lutz
Business Manager
Nebraska Auditor of Public Accounts
State Capitol, Suite 2303
Lincoln, Nebraska 68509
Phone: 402-471-2111 Fax: 402-471-3301
kelsey.lutz@nebraska.gov

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-----Original Message-----

From: no-reply@egov.com <no-reply@egov.com>
Sent: Monday, June 17, 2019 10:07 AM
To: Audits, APA <apa.audits@nebraska.gov>; Avery, Mary <mary.avery@nebraska.gov>; Lutz, Kelsey <kelsey.lutz@nebraska.gov>; Patterson, Kali <Kali.Patterson@nebraska.gov>
Subject: New Bond Filing - CITY OF OMAHA PUBLIC FACILITIES CORPORATION

New bond filing for CITY OF OMAHA PUBLIC FACILITIES CORPORATION

Contact jolayne.holzapfel@kutakrock.com
Mail Registration Certificate to:
Kutak Rock LLP
Attention: Jolayne R. Holzapfel, Paralegal
1650 Farnam Street
Omaha Nebraska 68102

Comments Please contact me immediately if you have any questions or cannot complete this filing. Thank you.

CERTIFICATE OF ISSUANCE

I, the undersigned, President of the CITY OF OMAHA PUBLIC FACILITIES CORPORATION, a nonprofit corporation organized under the laws of the State of Nebraska (the “Public Facilities Corporation”) DO HEREBY CERTIFY as true, complete and correct the following information for filing and recordation in the office of the Auditor of Public Accounts in accordance with Section 10-140, Reissue Revised Statutes of Nebraska, as amended:

1. ***Name of Issuer:*** City of Omaha Public Facilities Corporation.
2. ***Title of Bonds:*** City of Omaha Public Facilities Corporation Lease Revenue Bonds, Series 2019A; and Lease Revenue Refunding Bonds, Series 2019B.
3. ***Form of Bonds:*** Fully registered without coupons.
4. ***Aggregate Principal Amount of Bonds:*** \$8,265,000.
5. ***Maturity Schedule and Interest Rates:***

\$1,670,000
Lease Revenue Bonds
Series 2019A

Type	Maturity Date (June 1)	Principal Amount	Interest Rate
Serial	2020	\$200,000	1.650%
Serial	2021	205,000	1.700
Serial	2022	210,000	4.000
Serial	2023	210,000	4.000
Serial	2024	220,000	4.000
Serial	2025	225,000	4.000
Serial	2026	230,000	4.000
Serial	2027	55,000	4.000
Serial	2028	55,000	4.000
Serial	2029	60,000	4.000

\$6,595,000
Lease Revenue Refunding Bonds
Series 2019B

Type	Maturity Date (June 1)	Principal Amount	Interest Rate
Serial	2020	\$665,000	5.000%
Serial	2021	695,000	5.000
Serial	2022	715,000	5.000
Serial	2023	750,000	5.000
Serial	2024	750,000	5.000
Serial	2025	790,000	5.000
Serial	2026	820,000	4.000
Serial	2027	810,000	4.000
Serial	2028	525,000	4.000
Term	2031	75,000	4.000

6. **Interest Payment Dates:** Semiannually on June 1 and December 1, starting December 1, 2019.

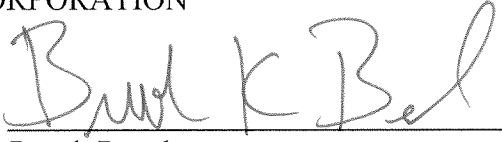
7. **Place of Bond Payment:** Principal: First National Bank of Omaha, Nebraska, as Trustee (the "Trustee"); Interest: By check, draft or wire transfer to the registered owner at his address as it appears on the Bond registration books on May 15 and November 15 of each year; or at such other address as is furnished to the Trustee in writing by such registered owner.

8. **Purpose of Bonds:** The proceeds of the Series 2019A Bonds will be provided to the Trustee for deposit in an Acquisition Fund pursuant to the Indenture and used to finance on behalf of the City of Omaha, Nebraska all or a portion of the costs of acquiring police radio communication equipment, a fire station alerting system, a vehicle for the mayor's office and a library radio frequency identification system.

The Series 2019B Bonds will be provided to the Trustee for deposit into the Redemption Fund pursuant to the Indenture of Trust dated as of May 1, 2019 by and between the Public Facilities Corporation and the Trustee (the "Indenture") and used, respectively, to refund and redeem (i) \$2,320,000 outstanding aggregate principal amount of the Corporation's Lease Revenue Bonds (Omaha Library Project) Series 2007A, the proceeds of which the Corporation used to finance the acquisition, construction, furnishing and equipping of capital improvements for A.V. Sorensen Public Library and South Omaha Public Library, City-owned public library facilities; (ii) \$4,290,000 outstanding aggregate principal amount of the Corporation's Lease Revenue Bonds (Omaha Library and Equipment Project) Series 2008A, the proceeds of which the Corporation used to (a) finance the acquisition, construction, furnishing and equipping of capital improvements for certain library facilities located at the Saddlebrook School Library and Community Center, a City-owned public library facility and (b) the acquisition of two police helicopters and a compost grinding machine; and (iii) \$665,000 outstanding aggregate principal amount of the Corporation's Lease Revenue Bonds

IN WITNESS WHEREOF, I have hereunto set my hand on behalf of City of Omaha Public Facilities Corporation this 17th day of May, 2019.

CITY OF OMAHA PUBLIC FACILITIES
CORPORATION

By 

Brook Bench
President

[Signature page to Certificate of Issuance]

Cost of Bond Issuance
City of Omaha Public Facilities Corporation Lease Revenue Bonds Series 2019A
City of Omaha Public Facilities Corporation Lease Revenue Refunding Bonds Series 2019B

Cost Item	Paid From Bond Proceeds	Paid from Other Issuer Funds
1. Underwriter's Fee (including expenses, management fee and underwriter's discount):		
D.A. Davidson & Co.	\$ 57,855.00	\$
2. Bond Counsel:		
Kutak Rock LLP	\$ 14,165.00	\$
3. Other Counsel (eg. underwriter's counsel, special counsel, etc., please specify type, if any)		
Name and type:	\$	\$
4. Financial Advisor Fee:		
	\$	\$
5. Rating Agency Fee:		
Name: Standard and Poor's	\$ 16,500.00	\$
Name: Moody's	\$ 17,000.00	\$
6. Bond Insurance/Credit Enhancement Fee:		
Name:	\$	\$
7. Registration Fees (eg. MSRB fees, CUSIP fees, Blue Sky etc.):		
	\$	\$
8. Trustee Fees (eg. Opening trustee fee, escrow agent fee, paying agent fee):		
First National Bank of Omaha	\$ 3,000.00	\$
9. Other costs:		
Printing costs	\$ 1,076.01	\$
Total (1 through 9)	\$109,596.01	\$

Information Return for Tax-Exempt Governmental Bonds
▶ Under Internal Revenue Code section 149(e)
▶ See separate instructions.
Caution: If the issue price is under \$100,000, use Form 8038-GC.
▶ Go to www.irs.gov/F8038G for instructions and the latest information.

OMB No. 1545-0720

Part I Reporting Authority		If Amended Return, check here ▶ ☐	
1 Issuer's name City of Omaha Public Facilities Corporation		2 Issuer's employer identification number (EIN) 72:1601115	
3a Name of person (other than issuer) with whom IRS may communicate about return		3b Telephone number of other person shown on 3a	
4 Number and street (or P.O. box if mail is not delivered to street address) 1819 Farnam Street	Room/suite C	5 Report number (For IRS Use Only) 3	
6 City, town, or post office, state, and ZIP code Omaha, NE 68183		7 Date of issue 05/17/2019	
8 Name of issue Lease Revenue Bonds, Series 2019A, and Lease Revenue Refunding Bonds, Series 2019B		9 CUSIP number 681785 KE0	
10a Name and title of officer or other employee of the issuer whom the IRS may call for more information (see instructions) Paul D. Kratz, Esq. City Attorney of Omaha, NE		10b Telephone number of officer or other employee shown on 10a (402) 444-5118	

Part II Type of Issue (enter the issue price). See instructions and attach schedule.		
11 Education	11	
12 Health and hospital.....	12	
13 Transportation.....	13	
14 Public safety.....	14	9,205,586 90
15 Environment (including sewage bonds)	15	
16 Housing.....	16	
17 Utilities	17	
18 Other. Describe ▶	18	
19 If obligations are TANs or RANs, check only box 19a ▶ ☐		
If obligations are BANs, check only box 19b ▶ ☐		
20 If obligations are in the form of a lease or installment sale, check box ▶ ☐		

Part III Description of Bonds. Complete for the entire issue for which this form is being filed.					
	(a) Final maturity date	(b) Issue price	(c) Stated redemption price at maturity	(d) Weighted average maturity	(e) Yield
21	06/01/2031	\$9,205,586.90	\$8,265,000.00	5.1037 years	1.9241%

Part IV Uses of Proceeds of Bond Issue (including underwriters' discount)			
22 Proceeds used for accrued interest	22		
23 Issue price of entire issue (enter amount from line 21, column (b))	23	9,205,586	90
24 Proceeds used for bond issuance costs (including underwriters' discount)	24	116,394	45
25 Proceeds used for credit enhancement	25	N/A	
26 Proceeds allocated to reasonably required reserve or replacement fund	26	N/A	
27 Proceeds used to refund prior tax-exempt bonds. Complete Part V.....	27	7,307,700	45
28 Proceeds used to refund prior taxable bonds. Complete Part V.....	28	N/A	
29 Total (add lines 24 through 28)	29	7,424,094	90
30 Nonrefunding proceeds of the issue (subtract line 29 from line 23 and enter amount here)	30	1,781,492	00

Part V Description of Refunded Bonds. Complete this part only for refunding bonds.	
31 Enter the remaining weighted average maturity of the tax-exempt bonds to be refunded..... ▶	5.0601 (See Schedule I)
32 Enter the remaining weighted average maturity of the taxable bonds to be refunded..... ▶	N/A
33 Enter the last date on which the refunded tax-exempt bonds will be called (MM/DD/YYYY)	06/17/2019
34 Enter the date(s) the refunded bonds were issued ▶ (MM/DD/YYYY)	See Schedule I

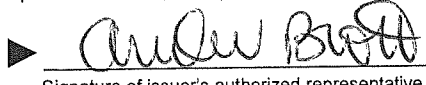
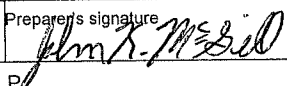
For Paperwork Reduction Act Notice, see separate instructions.

Cat. No. 63773S

Form **8038-G** (Rev. 9-2011)

Part VI Miscellaneous

35	Enter the amount of the state volume cap allocated to the issue under section 141(b)(5)	35	\$ 0	00
36a	Enter the amount of gross proceeds invested or to be invested in a guaranteed investment contract (GIC) (see instructions)	36a	\$ 0	00
b	Enter the final maturity date of the GIC ► (MM/DD/YYYY) _____			
c	Enter the name of the GIC provider ► _____			
37	Pooled financings: Enter the amount of the proceeds of this issue that are to be used to make loans to other governmental units	37	\$ 0	00
38a	If this issue is a loan made from the proceeds of another tax-exempt issue, check box ► ☐ and enter the following information:			
b	Enter the date of the master pool obligation ► (MM/DD/YYYY) _____			
c	Enter the EIN of the issuer of the master pool obligation ► _____			
d	Enter the name of the issuer of the master pool obligation ► _____			
39	If the issuer has designated the issue under section 265(b)(3)(B)(i)(III) (small issuer exception), check box			☐
40	If the issuer has elected to pay a penalty in lieu of arbitrage rebate, check box			☐
41a	If the issuer has identified a hedge, check here ► ☐ and enter the following information:			
b	Name of hedge provider ► _____			
c	Type of hedge ► _____			
d	Term of hedge ► _____			
42	If the issuer has superintegrated the hedge, check box			☐
43	If the issuer has established written procedures to ensure that all nonqualified bonds on this issue are remediated according to the requirements under the Code and Regulations (see instructions), check box			☒
44	If the issuer has established written procedures to monitor the requirements of section 148, check box			☒
45a	If some portion of the proceeds was used to reimburse expenditures, check here ► ☒ and enter the amount of reimbursement ► See Schedule II			
b	Enter the date the official intent was adopted ► (MM/DD/YYYY) See Schedule II			

Signature and Consent	Under penalties of perjury, I declare that I have examined this return and accompanying schedules and statements, and to the best of my knowledge and belief, they are true, correct, and complete. I further declare that I consent to the IRS's disclosure of the issuer's return information, as necessary to process this return, to the person that I have authorized above.				
	 Signature of issuer's authorized representative		05/17/2019 Date	Andrew Brott, Secretary/Treasurer Type or print name and title	
Paid Preparer Use Only	Print/Type preparer's name	Preparer's signature	Date	Check if self-employed	PTIN
	John K. McGill, Esq.		05/17/2019	☐	P01086212
	Firm's name	Firm's EIN			
	Kutak Rock LLP	47:0597598			
	Firm's address	Phone no.			
	1650 Farnam Street, Omaha, NE 68102	402-346-6000			

SCHEDULE I
to Form 8038-G

REFUNDED BONDS

	Last Call Date	Issue Date	Remaining Weighted Average Maturity
Ser. 2007A Public Facilities Corporation (S. Library) (callable 10/15/17, mat 2027)	06/17/2019	11/08/2007	4.6906
Ser 2008A PFC Omaha Library & Equip (call 12/1/18, mat 2028)	06/17/2019	12/11/2008	5.2558
Ser. 2011 Combined Lease - Tech & Forestry Eq (callable 11/15/18, mat 2031)	06/17/2019	11/10/2011	5.0556
All Refunded Issues	06/17/2019		5.0601

SCHEDULE II
to Form 8038-G

REIMBURSABLE EXPENDITURES

DATES OF OFFICIAL INTENT RESOLUTIONS	REIMBURSEMENT AMOUNT
November 21, 2017	\$ 366,380.00
June 5, 2018	29,615.00
June 12, 2018	848,815.00
November 7, 2017	<u>536,682.00</u>
Total	<u>\$1,781,492.00</u>