

AGENDA ITEM 29

Discuss and take appropriate action on fee proposal for construction and bid documents for bleachers for East Williamson County Park.

Moved: **Commissioner Limmer**

Seconded: **Commissioner Boatright**

Motion: To authorize the payment of the fees of the architect Spencer Godfrey, as written, and to create an agenda item for December 30, 2003 to set a bid date for the construction of the bleachers for East Williamson County Park.

Vote: **5 - 0**

AGENDA ITEM 30

Consider approving resolution for Goodwill loan application.

Nancy M. Hagquist, Attorney at Law with the firm of Winstead, Sechrest & Minick, addressed the Court regarding the need for Court approval of the refinancing loan application of the Goodwill retail store at 75 Brushy Creek.

Moved: **Commissioner Boatright**

Seconded: **Commissioner Hays**

Motion: To approve resolution for Goodwill loan application.

Vote: **5 - 0**

< Attachment >

**APPROVAL OF HIGHEST ELECTED OFFICIAL
OF WILLIAMSON COUNTY, TEXAS**

WHEREAS, Goodwill Industries of Central Texas and Goodwill Temporary Services (collectively, the "*Borrower*"), in connection with a tax-exempt financing in the maximum principal amount of \$10,000,000, has requested the approval of the Financing (as defined below) and approval of the portion of the Project (as defined below) which is located in Williamson County, Texas (the "*County*"); and

WHEREAS, the Financing consists of a Loan Agreement between the Borrower and the Hackberry Cultural Education Facilities Corporation (the "*Corporation*"), and a Lender Loan Agreement between the Corporation and Compass Bank (the "*Bank*") through which loan agreements (the "*Financing*") the Bank will provide funds to the Corporation, which in turn will loan these funds to the Borrower for the purpose of acquiring, constructing, renovating, and equipping cultural facilities, and facilities incidental, subordinate, or related thereto or appropriate in connection therewith, including financing or refinancing the acquisition and/or construction of a number of facilities located in Travis County, Texas and a one-story Goodwill Store of approximately 12,000 square feet, located at 75 Brushy Creek Road, Cedar Park, Williamson County, Texas; all owned by Goodwill Industries of Central Texas (collectively, the "*Project*"). The Financing shall also be used to pay certain expenses in connection with the Financing; and

WHEREAS, in accordance with certain provisions of the Internal Revenue Code of 1986, as amended (the "*Code*") as described below, notice of a public hearing was published in "*The Williamson County Sun*," Williamson County, Texas, on November 30, 2003, which notice provided that members of the public were invited to a hearing to be held in Austin, Texas (the "*City*") on December 15, 2003 at 11:00 a.m. at the offices of Winstead Sechrest & Minick P.C., 100 Congress Avenue, Suite 900, Conference Room 9F, Austin, Texas 78701, in connection with the Financing and the Project; and

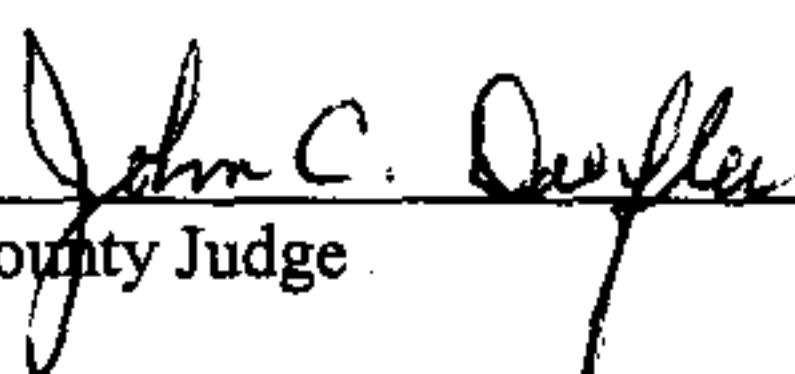
WHEREAS, a public hearing was held in the City on December 15, 2003, by the hearing officer; and

WHEREAS, it is necessary for the undersigned, as the highest elected official of the County, to approve the Financing and the portion of the Project located in the County solely for the purpose of satisfying the requirements of section 147(f) of the Code;

NOW, THEREFORE, the undersigned highest elected official of the County, acting solely in his official capacity as County Judge, hereby approves the holding of the hearing in the County by the hearing officer and the Financing for the Borrower, and further approves the Project; provided that such approvals shall be solely for the purposes of section 147(f) of the Code, and neither the County nor the undersigned shall have any responsibility or liability for the Financing or the Project.

IN WITNESS WHEREOF, I have set my hand as of this 16th day of December, 2003.

WILLIAMSON COUNTY, TEXAS



County Judge