



## Legislation Details (With Text)

**File #:** 2018-875      **Version:** 1      **Name:**

**Type:** Resolution      **Status:** Passed

**File created:** 8/2/2018      **In control:** Board of Directors Workshop Meeting

**On agenda:** 8/8/2018      **Final action:** 8/8/2018

**Title:** Resolution Approval of Series Ordinance Authorizing Issuance and Sale of Sewage Disposal System Revenue and Revenue Refunding Bonds in an Amount not to Exceed \$325,000,000 (Ordinance 2018-03)

**Sponsors:** Randal Brown, Nicolette Bateson, Jonathan Wheatley

**Indexes:** Finance, General Counsel

**Code sections:**

**Attachments:** 1. 2018-875 BLOOMFIELD-#2097159-5-Series Ordinance 2018 Sewer New Money and Refunding, 2. BLOOMFIELD-#2097159-doc-Series Ordinance 2018 Sewer New Money and Refunding-Mark Up, 3. Resolution Approval of Series Ordinance Authorizing Issuance and Sale of Sewage Disposal System Revenue and Revenue Refunding Bonds

Date	Ver.	Action By	Action	Result
8/8/2018	1	Board of Directors Workshop Meeting	Approved	Pass

### **Resolution Approval of Series Ordinance Authorizing Issuance and Sale of Sewage Disposal System Revenue and Revenue Refunding Bonds in an Amount not to Exceed \$325,000,000 (Ordinance 2018-03)**

Agenda of: August 8, 2018  
Item No.: **2018-875**  
Amount: \$325,000,000

**TO:** The Honorable  
Board of Directors  
Great Lakes Water Authority

**FROM:** Sue F. McCormick  
Chief Executive Officer  
Great Lakes Water Authority

**DATE:** August 3, 2018

**RE: Resolution Approval of Series Ordinance Authorizing Issuance and Sale of Sewage Disposal System Revenue and Revenue Refunding Bonds in an Amount not to Exceed \$325,000,000 (Ordinance 2018-03)**

### **MOTION**

Upon recommendation of Sue F. McCormick, Chief Executive Officer, The Board of Directors (Board) of the Great Lakes

Water Authority (GLWA), **approves and adopts the attached 2018 Sewer Series Ordinance, in the form presented at this meeting, and the Chairperson and the Secretary are authorized to authenticate the attached 2018 Sewer Series Ordinance in the form approved;** and Be it Further that an affirmative vote of at least 5 members of the Authority Board is necessary for the passage of this Resolution.

### **BACKGROUND**

In order for the Great Lakes Water Authority ("GLWA") to proceed with issuance of new sewage disposal system bonds and the refunding of various outstanding water bonds for the purpose of achieving annual debt service savings, the GLWA Board must approve the included resolution approving the Series Ordinance.

The Series Ordinance sets forth the guidelines for the New Money and Refunding Bonds and authorizes the Chief Executive Officer and the Chief Financial Officer to execute the final terms of the Bonds, paying issuance costs and signing of the Bond Purchase Agreement, within the parameters set forth in the Series Ordinance.

New Money Portion- The authorized amount for the New Money Bonds in Section 3, page 4 is for an aggregate principal amount not to exceed \$100,000,000 and is for improvements to the Detroit Local System. As you will recall, the Board authorized a Notice of Intent at its March 8, 2017 meeting which set the borrowing limit for GLWA sewage disposal system bonds at \$275 million. This is the third series of sewer bonds from that Notice of Intent. Previous authorizations include an amount not to exceed \$45,000,000 for the Detroit River Interceptor project and the Central Offload Facility project, which are scheduled to close in September 2018 as well as the Rouge River Outfall disinfection project in the amount of \$38,450,000 which closed in June 2017.

Refunding Portion- The authorized amount for the Refunding Bonds in Section 3, page 4 is for an aggregate principal amount of not to exceed \$225,000,000. The final par amount of the Refunding Bonds will be determined at the time of pricing and is based on current bond market pricing levels, issuance costs and the par amount of the bonds to be refunded as determined by the savings level achieved. *While the approval of the resolution gives GLWA the authorization to issue refunding bonds, GLWA does not have to proceed with the refunding if market conditions become less favorable when it comes time to price the bonds.*

### **Key Provisions:**

- Not to Exceed Par Amount: \$325 million
- Maximum Coupon Rate: 5.25%
- Minimum Purchase Price: 99% of principal amount of bonds
- Maximum Underwriter Discount: 0.40% of principal amount of bonds
- Present Value Savings: Equal to or greater than 5.00% of principal amount of bonds to be refunded

### **Additional Provisions:**

Similar to the 2016 water and sewer bond ordinances approved by the GLWA Board, Ordinance No. 2018-03 also contains the "springing amendment" provision in Section 21- *Amendments to Ordinance*. As noted on page 20, this section gives GLWA the ability to reduce or eliminate the bond reserve requirement for the senior lien bonds when at least 2 of the 3 national rating agencies rate the senior lien bonds in the AA category, provided that the reduction in the reserve requirement would not negatively affect the outstanding ratings. The amendments will become effective upon the deemed consent of at least 51% of the holders of the outstanding senior lien bonds. GLWA will add this springing amendment to each future series ordinance to obtain the 51% consent level. The current level of sewer consents achieved is 6.7% for senior lien bonds and 39.2% for second lien bonds, before the issuance of the bonds herein.

**BUDGET IMPACT**

Debt service on the new money bonds will be allocated to the Detroit Local System and will be included as part of its annual revenue requirement. Savings as a result of the proposed Sewer Refunding Bonds will be included as part of the FY 2020 financial plan.

**COMMITTEE REVIEW**

This matter was reviewed by the GLWA Audit Committee at its meeting on July 20, 2018. Minor changes have been made to the Sewer Series Ordinance from the version presented at that meeting. A marked-up version of the Sewer Series Ordinance is included so that the changes can be seen.

**SHARED SERVICES IMPACT**

This item does not impact the shared services agreement between GLWA and DWSD.