

A RESOLUTION

AUTHORIZING THE ASSIGNMENT TO THE HOUSING AUTHORITY
OF THE CITY OF LAKEWOOD, COLORADO d/b/a METRO WEST HOUSING
SOLUTIONS OF THE CITY OF LAKEWOOD'S 2026 PRIVATE ACTIVITY BOND
VOLUME CAP ALLOCATION PURSUANT TO THE COLORADO
PRIVATE ACTIVITY BOND CEILING ALLOCATION ACT

WHEREAS, the City of Lakewood (the "City") is authorized by and empowered under the laws of the State of Colorado (the "State") to issue revenue bonds for the purpose of providing affordable housing opportunities to low-and moderate-income persons and families;

WHEREAS, the Internal Revenue Code of 1986, as amended (the "Code"), restricts the amount of tax-exempt bonds ("Private Activity Bonds") which may be issued in the State to provide affordable housing opportunities and for certain other purposes;

WHEREAS, pursuant to the Code, the Colorado legislature adopted the Colorado Private Activity Bond Ceiling Allocation Act, Part 17 of Article 32 of Title 24, Colorado Revised Statutes (the "Allocation Act"), providing for the allocation of the State Ceiling among the Housing Authority of the City of Lakewood, Colorado d/b/a Metro West Housing Solutions (the "Authority") and other governmental units in the State, and further providing for the assignment of such allocations from such other governmental units to the Authority;

WHEREAS, pursuant to an allocation under Section 24-32-1706 of the Allocation Act, the City received a direct allocation of the 2026 State Ceiling in the amount of \$10,593,609.00 (the "2026 Allocation");

WHEREAS, the City has determined that, in order to increase the availability of adequate affordable housing for low-and moderate-income persons and families within the City and elsewhere in the State, it is necessary or desirable to provide for the utilization of all or a portion of the 2026 Allocation;

WHEREAS, the City has determined that the 2026 Allocation, or a portion thereof, can be utilized most efficiently by assigning it to the Authority to issue Private Activity Bonds for the purpose of financing one or more multi-family rental housing projects for low-and moderate-income persons and families or to issue Private Activity Bonds for the purpose of providing affordable housing options to low-and moderate-income persons and families ("Revenue Bonds"); and

WHEREAS, the City Council of the City has determined to assign all of its \$10,593,609.00 2026 Allocation to the Authority, which assignment is to be evidenced by an Assignment of Allocation between the City and the Authority (the "Assignment of Allocation").

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lakewood, Colorado, that:

SECTION 1. Approval. The assignment to the Authority of all \$10,593,609.00 of the City's 2026 Allocation be and hereby is approved.

SECTION 2. Authorization. The City Manager of the City is hereby authorized and directed to execute and deliver the Assignment of Allocation on behalf of the City and to take such other steps or actions as may be necessary, useful or convenient to effect the aforesaid assignment in accordance with the intent of this Resolution.

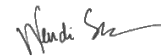
SECTION 3. Effective Date. This Resolution shall become effective immediately upon its adoption by the City Council.

INTRODUCED, READ AND ADOPTED by a vote of 10 for and 0 against at a hybrid regular meeting of the City Council on June 8, 2026, at 7 o'clock p.m., at the Lakewood Civic Center, 480 South Allison Parkway, Lakewood, Colorado.

ATTEST:



Jay Robb, City Clerk



Wendi Strom, Mayor

APPROVED AS TO FORM:



Alison McKenney Brown, City Attorney

EXHIBIT B

CERTIFICATE OF THE CITY

**CERTIFICATE OF THE CITY OF LAKEWOOD, COLORADO
CONCERNING ASSIGNMENT OF
2026 PRIVATE ACTIVITY BOND VOLUME CAP ALLOCATION
TO THE HOUSING AUTHORITY OF THE CITY OF LAKEWOOD**

The City is a public body corporate and politic and political subdivision, duly organized and existing under the constitution and laws of the State of Colorado.

The City has been previously notified that, pursuant to Section 24-32-1706 of the Colorado Private Activity Bond Ceiling Allocation Act, Part 17 of Article 32 of Title 24, Colorado Revised Statutes (the “Allocation Act”), it has an allocation of a portion of the State ceiling (as defined in the Allocation Act) for 2026 in the amount of \$10,593,609.

Attached hereto as Exhibit A to the Assignment of Allocation is a true and correct copy of Resolution No. 2026-[] (the “Resolution”) authorizing the assignment to the Housing Authority of the City of Lakewood, Colorado dba Metro West Housing Solutions (the “Authority”) of all of such allocation of the 2026 State ceiling in the amount of \$10,593,609 (the “Assigned Allocation”), and authorizing the execution and delivery of an Assignment of Allocation expected to be dated on or about June 8, 2026 (the “Assignment of Allocation”) between the City and the Authority in connection therewith, which Resolution was duly adopted by the City Council of the City (the “City Council”) at a meeting thereof held on June 8, 2026, at which meeting a quorum was present and acting throughout and which Resolution has not been revoked, rescinded, repealed, amended or modified and is in full force and effect on the date hereof.

The meeting of the City Council at which action has been taken with respect to the Assignment of Allocation was a regular meeting properly called and open to the public at all times.

With respect to the Assigned Allocation, the City has not heretofore: (a) issued private activity bonds; (b) assigned the Assigned Allocation to another “issuing authority,” as defined in the Allocation Act; (c) made a mortgage credit certificate election; or (d) treated the Assigned Allocation as an allocation for a project with a carryforward purpose, as defined in the Allocation Act.

The Assignment of Allocation, to which this Exhibit is attached, is in the form presented to and approved by the City Council at the meeting thereof held on June 8, 2026.

On or before the date hereof, the Mayor of the City and the City Clerk officially executed counterparts of the Assignment of Allocation.

The City has authorized the execution, delivery and due performance of the Assignment of Allocation, and the execution and delivery of the Assignment of Allocation and the compliance by the City with the provisions thereof, will not, to the best of my knowledge,

conflict with or constitute on the part of the City a breach of or a default under any existing Colorado law, City resolution, court or administrative regulation, decree or order or any agreement or other instrument to which the City is subject or by which it is bound.

To the best of the undersigned's knowledge, there does not exist any action, suit, proceeding or investigation pending, or threatened against the City, contesting (a) the corporate existence of the City, (b) the title of its present officers or any of them to their respective offices, including, without limitation, the members of the City Council, (c) the validity of the Assignment of Allocation or (d) the power of the City to execute, deliver or perform the Assignment of Allocation.

No referendum petition has been filed concerning the Resolution; and to the best of my knowledge none is being circulated or planned for circulation.