

CERTIFICATE

STATE OF NORTH DAKOTA)
)
COUNTY OF WILLIAMS)

The undersigned duly appointed, qualified, and acting City Auditor of the City of Williston, North Dakota, hereby certify that there is attached hereto a true and correct copy of the **RESOLUTION AMENDING RESOLUTION AUTHORIZING THE SALE AND ISSUANCE OF MULTIFAMILY HOUSING REVENUE BONDS (EAGLE CREST APARTMENTS LLC PROJECT), SERIES 2013, AND AUTHORIZING THE EXECUTION OF DOCUMENTS** which was adopted by the Board of City Commissioners of the City of Williston, North Dakota, on October 8, 2013, at a regular meeting of the City Commission which certified copy is an exact copy of the original on file in the office of the City Auditor.

Dated this _____ day of October, 2013.

City Auditor

RESOLUTION NO. 13-137

**RESOLUTION AMENDING RESOLUTION 13-123
AUTHORIZING THE SALE AND ISSUANCE OF
MULTIFAMILY HOUSING REVENUE BONDS
(EAGLE CREST APARTMENTS LLC PROJECT), SERIES 2013,
AND AUTHORIZING THE EXECUTION OF DOCUMENTS**

BE IT RESOLVED by the Board of City Commissioners of the City of Williston, North Dakota (the “City”), as follows:

RECITALS:

1. On July 23, 2013, the City Commission adopted a Resolution Authorizing the Sale and Issuance of Multifamily Housing Revenue Bonds (Eagle Crest Apartments LLC Project) Series 2013, and Authorizing the Execution of Documents (the “Resolution”) pursuant to Chapter 40-57 of the North Dakota Century Code (the “Act”) providing for the issuance of its revenue bonds for the purpose of financing the acquisition, construction and equipping of a 168-unit apartment facility consisting of 4 four-story, 42-unit apartment buildings, a community building and functionally related facilities located north of 26th Street West in the City of Williston, North Dakota (the “Facilities”).

2. The Resolution approved the sale and issuance of Multifamily Housing Revenue Bonds (Eagle Crest Apartments LLC Project), Series 2013 (the “Bonds”) in an amount not exceeding \$32,000,000, and bearing interest at a net interest rate not exceeding 7.50% per annum.

3. Eagle Crest Apartments, LLC, a Washington limited liability company, has requested the City Commission to amend the Resolution to increase the maximum allowable net interest rate on the Bonds.

NOW, THEREFORE, it is hereby found, determined and ordered, as follows:

1. The City hereby approves the issuance and sale, pursuant to the Act, of the Bonds in the principal amount not to exceed \$32,000,000, upon the terms and conditions stated therein and at a net interest rate not exceeding 8.50% per annum.

2. Except as amended by this resolution, the provisions of the Resolution shall remain in full force and effect.

Adopted: October 8, 2013.

President

ATTEST:

City Auditor

The motion for the adoption of the foregoing resolution was duly made by Commissioner Cymbaluk, seconded by Commissioner Bekkedahl, and upon vote being taken thereon, the following voted in favor: Brostuen, Bekkedahl, Klug, Cymbaluk and Koeser; the following voted against the same: None; and the following were absent: None; whereupon the resolution was declared duly passed and adopted.