

INCORPORATED COUNTY OF LOS ALAMOS RESOLUTION NO. 26-06

A RESOLUTION RELATING TO THE ISSUANCE OF THE INCORPORATED COUNTY OF LOS ALAMOS, NEW MEXICO GROSS RECEIPTS TAX IMPROVEMENT REVENUE BONDS, SERIES 2026 (THE "BONDS") IN AN ORIGINAL AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$40,000,000 FOR THE PURPOSE OF ACQUIRING, EXTENDING, ENLARGING, BETTERING, REPAIRING AND OTHERWISE IMPROVING A BROADBAND COMMUNICATIONS SYSTEM AND OTHER PUBLIC BUILDINGS, FACILITIES AND INFRASTRUCTURE; AUTHORIZING THE DISTRIBUTION AND USE OF A PRELIMINARY OFFICIAL STATEMENT RELATING TO THE BONDS; AND AUTHORIZING RELATED ACTION IN CONNECTION WITH THE PRELIMINARY OFFICIAL STATEMENT

WHEREAS, Unless otherwise defined in this Resolution, or unless the context requires otherwise, capitalized terms in the following preambles have the same meanings assigned to such terms in Ordinance No. 750 adopted by the Council on November 18, 2025 (the "Bond Ordinance"); and

WHEREAS, the Council adopted the Bond Ordinance, pursuant to which it authorized the issuance of the Bonds the final terms of which will be determined by the Council Chair or the County Manager pursuant to a Sale Certificate; and

WHEREAS, the Bond Ordinance provides for the sale of the bonds by either competitive or negotiated sale of the bonds, and for the selection of an underwriter or underwriting group in the event that the County determines that the Bonds will be sold in a negotiated sale, as provided in the Sale Certificate for the Bonds; and

WHEREAS, the Bond Ordinance provides that the form of the Preliminary Official Statement (as defined in the Bond Ordinance) will be reviewed and approved prior to its use and distribution in connection with the offering and sale of the Bonds to the public; and

WHEREAS, the proposed form of the Preliminary Official Statement has been provided to the Members of the Council Body for their review in connection with its consideration of this Resolution; and

WHEREAS, based on its review of the Preliminary Official Statement, the Council has determined that it is in the best interests of the County to approve and authorize its use and distribution for the offering of the Bonds to the public, and to authorize both or either of the Council Chair and County Manager to execute and deliver a certificate on behalf of the County which confirms that the Preliminary Official Statement was deemed final on its date, except for the omission of information pertaining to the offering price, interest rates, yield, selling compensation, the aggregate original principal amount, delivery date, and other terms depending on such matters.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL, AS THE GOVERNING BODY OF THE INCORPORATED COUNTY OF LOS ALAMOS, as follows:

The Preliminary Official Statement, in substantially the form presented to the Council in connection with this Resolution, is hereby approved, subject to such additions, corrections and

other modifications that the County Manager or Administrative Services Director determine are necessary or advisable to complete and carry out the purposes of the Preliminary Official Statement, the Bond Ordinance and this Resolution, and its distribution for the purpose of offering the Bonds for sale to the public is hereby authorized.

PASSED AND ADOPTED this 17th day of February 2026.

**COUNCIL OF THE INCORPORATED
COUNTY OF LOS ALAMOS, NEW MEXICO**

**Randall T. Rytí,
Council Chair**

ATTEST: (Seal)

**Michael D. Redondo,
Los Alamos County Clerk**

APPROVED AS TO FORM:

By _____
**J. Alvin Leaphart,
County Attorney**