

Subject: Resolution #668 – Authorizing investment of surplus and reserve monies in the local government investment pool.

Dept. Origin: Finance
Prepared by: Jennifer Robertson, City Attorney’s Office
For Agenda of: December 19, 2017
Exhibits: Resolution #668

Proposed Council Action:

Pass Resolution #668.

Initial & Date

Concurred by Mayor: _____
Approved by City Planner: _____
Approved as to form by City Atty: JSR/12-14-17
Approved by Finance Director: _____
Approved by Department Head: _____

INFORMATION / BACKGROUND

The City has utilized the Local Government Investment Pool (LGIP) since at least 1991 when such use was authorized by the adoption of Resolution No. 274. The LGIP is a trust fund established by the State Legislature in 1986¹ which is known as either the public funds investment account or LGIP. This trust fund is for the contribution and withdrawal of money by an authorized governmental entity for purposes of investment by the Office of the State Treasurer. It is one of the authorized investments that cities are allowed to use to hold surplus or reserve funds.

The State Treasurer’s office has requested that the City update its authorizing resolution as well as updating the authorized designee who can withdraw and deposit funds into this account. The attached resolution is based on the form provide by the State Treasurer’s office and provides that the Mayor, Bruce Hopkins, is the designee authorized by the Council. If desired, the Council can name more than one designee.

Attached to the resolution is the withdrawal and wire transfer form as filled out by the City Clerk/Treasurer Judy Grams. Please note that the redactions on the public version of this form is for the purposes of protecting the City’s account numbers and TIN to avoid fraud. The version that will be transmitted to the State will not contains these redactions.

FISCAL CONSIDERATION

By adopting Resolution #668, the City will be authorized to invest surplus funds into the LGIP account.

¹ Chapter 294, Laws of 1986.

BOARD OR COMMITTEE RECOMMENDATION

N/A

RECOMMENDATION / MOTION

Pass Resolution #668.

MOTION: I move to pass Resolution #668 authorizing investment of surplus and reserve monies in the Local Government Investment Pool, and repealing and replacing Resolution #274.

RESOLUTION NO. 668

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RUSTON, AUTHORIZING INVESTMENT OF SURPLUS AND RESERVE MONIES IN THE LOCAL GOVERNMENT INVESTMENT POOL.

WHEREAS, pursuant to Chapter 294, Laws of 1986, the Legislature created a trust fund to be known as the public funds investment account (commonly referred to as the Local Government Investment Pool (LGIP)) for the contribution and withdrawal of money by an authorized governmental entity for purposes of investment by the Office of the State Treasurer; and

WHEREAS, from time to time it may be advantageous to the authorized governmental entity, City of Ruston, the “governmental entity”, to contribute funds available for investment in the LGIP; and

WHEREAS, the investment strategy for the LGIP is set forth in its policies and procedures; and

WHEREAS, any contributions or withdrawals to or from the LGIP made on behalf of the governmental entity shall be first duly authorized by the Ruston City Council, the “governing body” or any designee of the governing body pursuant to this resolution or a subsequent resolution; and

WHEREAS, the City Council for the City of Ruston deems it advisable to designate the current Mayor D. Bruce Hopkins as the City’s designee for the purposes of making contributions or withdrawals to or from the LGIP made on behalf of the City of Ruston; and

WHEREAS the governmental entity will cause to be filed a certified copy of said resolution with the Office of the State Treasurer; and

WHEREAS the governing body and any designee appointed by the governing body with authority to contribute or withdraw funds of the governmental entity has received and read a copy of the prospectus and understands the risks and limitations of investing in the LGIP; and

WHEREAS, the governing body attests by the signature of its members that it is duly authorized and empowered to enter into this agreement, to direct the contribution or withdrawal of governmental entity monies, and to delegate certain authority to make adjustments to the incorporated transactional forms, to the individuals designated herein; **NOW THEREFORE,**

THE CITY COUNCIL OF THE CITY OF RUSTON HEREBY RESOLVES AS FOLLOWS:

Section 1. The governing body does hereby authorize the contribution and withdrawal of governmental entity monies in the LGIP in the manner prescribed by law, rule, and prospectus.

Section 2. The governing body has approved the Local Government Investment Pool Transaction Authorization Form (Form) as completed by the City Clerk/Treasurer Judy Grams which is attached to this Resolution as Exhibit “1” and incorporates said form into this resolution by reference and does hereby attest to its accuracy.

Section 3. The governmental entity designates D. Bruce Hopkins, Mayor of Ruston, the “authorized individual” to authorize all amendments, changes, or alterations to the Form or any other documentation including the designation of other individuals to make contributions and withdrawals on behalf of the governmental entity.

Section 4. This delegation ends upon the written notice, by any method set forth in the prospectus, of the governing body that the authorized individual has been terminated or that his or her delegation has been revoked. The Office of the State Treasurer will rely solely on the governing body to provide notice of such revocation and is entitled to rely on the authorized individual’s instructions until such time as said notice has been provided.

Section 5. The Form as incorporated into this resolution or hereafter amended by delegated authority, or any other documentation signed or otherwise approved by the authorized individual shall remain in effect after revocation of the authorized individual's delegated authority, except to the extent that the authorized individual whose delegation has been terminated shall not be permitted to make further withdrawals or contributions to the LGIP on behalf of the governmental entity. No amendments, changes, or alterations shall be made to the Form or any other documentation until the entity passes a new resolution naming a new authorized individual; and

Section 6. The governing body acknowledges that it has received, read, and understood the prospectus as provided by the Office of the State Treasurer. In addition, the governing body agrees that a copy of the prospectus will be provided to any person delegated or otherwise authorized to make contributions or withdrawals into or out of the LGIP and that said individuals will be required to read the prospectus prior to making any withdrawals or contributions or any further withdrawals or contributions if authorizations are already in place.

Section 7. The City Clerk is directed to send a certified copy of this Resolution and attachment to the State Treasurer's Office.

Section 8. Resolution 274 is hereby repealed and replaced by this Resolution No. 668.

PASSED by the City Council of the City of Ruston, signed by the Mayor and attested by the City Clerk in authentication of such passage on this 19th December 2017.

Bruce Hopkins, Mayor

ATTEST:

Judy Grams, City Clerk

FILED WITH THE CITY CLERK: _____

PASSED BY THE CITY COUNCIL: _____
RESOLUTION NO: _____

Exhibit 1

Single Authorization Outgoing Wire Transfer Form

Single Authorization Outgoing Wire Transfer Form

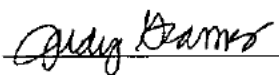
Bank Use Only Date: _____	Wire Ref/ Sequence # _____	Value Date: _____	Call Tracking # _____
Wire instructions received by (if not CCS): _____			
CUSTOMER INFORMATION		WIRE INFORMATION	
Customer Name: <u>City of Ruston</u>		<input checked="" type="checkbox"/> Domestic Wire	
Street Address: <u>5117 N Winnifred Street</u>		Amount of Wire US\$ <u>2806899.06</u>	
City, State, ZIP: <u>Ruston, WA 98407</u>		<input type="checkbox"/> International Wire - Should US Bank send funds to beneficiary's account in foreign currency?	
Phone (optional): <u>253-759-3544</u>		Yes <input type="checkbox"/> Currency: _____ No <input type="checkbox"/>	
Taxpayer Identification #: <u>[REDACTED]</u>		Amount of Wire in US\$ Terms: _____	
Account # to be Debited: <u>[REDACTED]</u>		Amount in Foreign Terms: _____	
For Bank Use Only:	Exchange Rate: _____		

BENEFICIARY INFORMATION	
Repeat Code: _____	Further Credit/Reference: _____
Bank Name: <u>US Bank</u>	_____
Branch/Street: <u>60 Livingston Ave</u>	_____
City: <u>St Paul</u> State: <u>MN</u>	_____
Foreign City & Country: _____	Beneficiary's Address (if available):
ABA #/Swift/Sort Code: <u>[REDACTED]</u>	<u>St of Washington - Office of the Treasurer</u>
Beneficiary's Name: <u>Local Government Investment Pool Acct</u>	<u>PO Box 40200, Olympia, WA 98504-0200</u>
Account Number: <u>[REDACTED]</u>	<u>1-800-331-3284</u>
Specific Identifiers: <u>Attn: Staci Ashe, LGIP Administrator</u>	_____

General Terms: Customer acknowledges that a wire transfer relies only on information provided by Customer. A payment might be made by the beneficiary's bank on the basis of a bank account number even if it identifies a person different from the named beneficiary. If there is a loss resulting from an incorrect account number or other information provided by Customer, the banks involved in processing the wire transfer, including U.S. Bank, shall not be liable for any damages. Customer acknowledges that the applicable funds transfer and electronic banking terms of U.S. Bank's deposit account agreement apply to this wire transfer even if Customer does not maintain an account at U.S. Bank. Additional fees may be deducted from the transfer amount by other financial institutions involved in the payment process. U.S. Bank may rely on any instructions that it reasonably believes to have been initiated by an authorized individual. Customer agrees that U.S. Bank shall have no liability for honoring any instructions or requests made by Customer in accordance with this Authorization. All transactions are subject to possible limitations under federal law and regulation, including possible restrictions under the rules issued by the U.S. Treasury's Office of Foreign Assets Control.

Additional Terms for Business Customers: U.S. Bank offers Wire Transfer Services to its customers through U.S. Bank's Wire Transfer Department. U.S. Bank believes that the security procedures offered to customers initiating wires through the Wire Transfer Department are a commercially reasonable method of providing security against unauthorized wire transfers. Customer has analyzed its own internal security procedures and business needs and has chosen not to utilize U.S. Bank's Wire Transfer Services for this request. Customer acknowledges that its decision to request a wire transfer absent direct initiation through the Wire Transfer Department offers less protection against unauthorized transactions than direct initiation through the Wire Transfer Department. Customer accepts these reduced security procedures as commercially reasonable and agrees to be bound by any payment order, whether or not authorized, issued in Customer's name and accepted by U.S. Bank in accordance with this Authorization.

By signing below, I agree to the terms of the Authorization, and I represent that I am authorized to initiate this wire transfer.

Authorized Signature:  Date: 12-14-2017

Printed Name: Judy Grams Title (if applicable): Clerk-Treasurer