

CERTIFICATE FOR RESOLUTION

THE STATE OF TEXAS
COUNTY OF WILLIAMSON

We, the undersigned officers of the Williamson County, Texas (the “*County*”), hereby certify as follows:

1. THE COMMISSIONERS COURT OF THE COUNTY CONVENED IN A REGULAR MEETING ON JULY 26, 2022 (THE “*MEETING*”), AT THE DESIGNATED MEETING PLACE, AND THE ROLL WAS CALLED OF THE DULY CONSTITUTED OFFICERS AND MEMBERS OF SAID COMMISSIONERS COURT, TO WIT:

Bill Gravell	County Judge
Terry Cook	Commissioner, Precinct 1
Cynthia Long	Commissioner, Precinct 2
Valerie Covey	Commissioner, Precinct 3
Russ Boles	Commissioner, Precinct 4

and all of said persons were present, thus constituting a quorum. Whereupon, among other business, the following was transacted at said Meeting: a written

**RESOLUTION RELATING TO A PUBLIC HEARING AND APPROVING
FINANCING BY CLIFTON HIGHER EDUCATION FINANCE
CORPORATION FOR THE BENEFIT OF SOUTHWESTERN
UNIVERSITY AND RELATED MATTERS**

(the “*Resolution*”) was duly introduced for the consideration of said Commissioners Court. It was then duly moved and seconded that said Resolution be adopted and, after due discussion, said motion, carrying with it the adoption of said Resolution, prevailed and carried by the following vote:

AYES: 4 members of the Commissioners Court shown present above voted
 “*Aye*”

NAYS: 1, Judge Bill Gravell

ABSTENTIONS: 0

2. THAT A TRUE, FULL AND CORRECT COPY OF THE AFORESAID RESOLUTION ADOPTED AT THE MEETING DESCRIBED IN THE ABOVE AND FOREGOING PARAGRAPH IS ATTACHED TO AND FOLLOWS THIS CERTIFICATE; THAT SAID RESOLUTION HAS BEEN DULY RECORDED IN SAID COMMISSIONERS COURT'S MINUTES OF SAID MEETING; THAT THE ABOVE AND FOREGOING PARAGRAPH IS A TRUE, FULL AND CORRECT EXCERPT FROM SAID COMMISSIONERS COURT'S MINUTES OF SAID MEETING PERTAINING TO THE ADOPTION OF SAID RESOLUTION; THAT THE PERSONS NAMED IN THE ABOVE AND FOREGOING PARAGRAPH ARE THE DULY CHOSEN, QUALIFIED AND ACTING OFFICERS AND MEMBERS OF SAID COMMISSIONERS COURT AS INDICATED THEREIN; THAT EACH OF THE OFFICERS AND MEMBERS OF SAID COMMISSIONERS COURT WAS DULY AND SUFFICIENTLY NOTIFIED OFFICIALLY AND PERSONALLY, IN ADVANCE, OF THE TIME, PLACE AND PURPOSE OF THE AFORESAID MEETING, AND THAT SAID RESOLUTION WOULD BE INTRODUCED AND CONSIDERED FOR ADOPTION AT SAID MEETING, AND EACH OF SAID OFFICERS AND MEMBERS CONSENTED, IN ADVANCE, TO THE HOLDING OF SAID MEETING FOR SUCH PURPOSE, AND THAT SAID MEETING WAS OPEN TO THE PUBLIC AND PUBLIC NOTICE OF THE TIME, PLACE AND PURPOSE OF SAID MEETING WAS GIVEN, ALL AS REQUIRED BY CHAPTER 551, TEXAS GOVERNMENT CODE.

3. THAT THE COUNTY JUDGE OF THE COUNTY HAS APPROVED AND HEREBY APPROVES THE AFORESAID RESOLUTION; THAT THE COUNTY JUDGE AND THE COUNTY CLERK OF THE COUNTY HAVE DULY SIGNED SAID RESOLUTION; AND THAT THE COUNTY JUDGE AND THE COUNTY CLERK HEREBY DECLARE THAT THEIR SIGNING OF THIS CERTIFICATE SHALL CONSTITUTE THE SIGNING OF THE ATTACHED AND FOLLOWING COPY OF SAID RESOLUTION FOR ALL PURPOSES.

SIGNED AND SEALED July 26, 2022.

Nancy E. Ruter
County Clerk

Bill J. Russell
County Judge

(SEAL)



**RESOLUTION RELATING TO A PUBLIC HEARING AND APPROVING
FINANCING BY CLIFTON HIGHER EDUCATION FINANCE
CORPORATION FOR THE BENEFIT OF SOUTHWESTERN
UNIVERSITY AND RELATED MATTERS**

**THE STATE OF TEXAS
COUNTY OF WILLIAMSON**

WHEREAS, Williamson County, Texas (the “*County*”) has been informed that the Clifton Higher Education Finance Corporation, a Texas nonstock, non-profit corporation (the “*Corporation*”) created pursuant to Chapters 53 and 53A of the Texas Education Code, as amended (“*State Law*”), will issue bonds, notes and/or other obligations (the “*Obligations*”) in the maximum aggregate principal amount of \$80,000,000.00, whereby the proceeds of the Obligations will be loaned to Southwestern University, a private nonprofit educational corporation (the “*Borrower*”) for the purpose of financing and refinancing the hereinafter defined Project (the “*Financing*”);

WHEREAS, the Corporation is authorized by State Law to provide the Financing for educational and housing facilities by contractual arrangement, and the Obligations issued to the Corporation constitute contractual arrangements in which the Corporation is authorized by State Law to participate;

WHEREAS, the Obligations are being issued for the purpose of (a) constructing, enlarging, extending, repairing, renovating, improving, furnishing and equipping educational and housing facilities for the Borrower’s campus located on 1001 E. University Avenue, Georgetown, Texas 78626, including, but not limited to (1) a new multi-use residence hall, and (2) other educational and housing facilities, including library, campus and athletic facilities, and other facilities incidental, subordinate, or related to such facilities or appropriate in connection therewith and (b) paying certain costs of issuance on the Obligations (the “*Project*”);

WHEREAS, the Borrower has agreed to make payments in amounts sufficient to pay the payments required to be made under the Obligations (the “*Payments*”);

WHEREAS, Section 147(f) of the Internal Revenue Code of 1986, as amended (the “*Code*”) requires that the issuance of any qualified 501(c)(3) obligations be approved by either the governing body of the County or the chief elected executive officer of the County after a public hearing following reasonable public notice;

WHEREAS, the publication of the Notice of Public Hearing (the “*Public Notice*”) is evidenced by Affidavit of Publication and Certificate of Publication (copies of which are attached hereto as Exhibit A-1 and Exhibit A-2); and

WHEREAS, attached hereto as Exhibit B is the Certificate of Public Hearing Officer regarding the conduct of the Public Hearing.

THEREFORE, BE IT RESOLVED BY THE COMMISSIONERS COURT OF WILLIAMSON COUNTY, TEXAS THAT:

Section 1. The County hereby approves the Financing and the Project solely for the purpose of satisfying the requirements of section 147(f) of the Code; provided that the County shall have no liabilities for the Payments nor shall any of the County's assets be pledged to secure the Payments.

Section 2. This Resolution shall become effective immediately upon its passage.

[Exhibits follow]

EXHIBIT A-1

AFFIDAVIT OF PUBLICATION

[See Attached]

Affidavit of Publisher to Publication of Legal Notice

THE STATE OF TEXAS
COUNTY OF WILLIAMSON
IN THE MATTER OF

Orrick

Public Hearing July 12, 2022

Clifton Higher Education Finance Corporation Higher Education Revenue Bonds
(Southwestern University Project) Series 2022

The Williamson County Sun/Sunday Sun, newspapers of general circulation, have been continuously and regularly published for a period of not less than one year in the County of WILLIAMSON, Texas, preceding the date of the above-referenced notice. Said notice was published in said paper as follows:

First insertion 29th day of June, 2022
Second insertion day of July, 2022
Third insertion day of July, 2022
Fourth insertion day of July, 2022


Newspaper Representative

Subscribed and sworn to before me, this -
27 day of July, 2022.

July 22

Witness my hand and official seal.


Dawn Steele, Notary Public

My Commission Expires August 26, 2024

NOTICE OF PUBLIC HEARING
CLIFTON HIGHER EDUCATION
FINANCE CORPORATION HIGHER
EDUCATION REVENUE BONDS
(SOUTHWESTERN UNIVERSITY
PROJECT) SERIES 2022

Notice is hereby given that on July 12, 2022, a joint public hearing, as required by Section 147(f) of the Internal Revenue Code of 1986, as amended (the "Code"), will be held on behalf of the Clifton Higher Education Finance Corporation (the "Issuer") with respect to the proposed issuance by the Issuer of its Higher Education Revenue Bonds (Southwestern University Project) Series 2022 (the "Bonds"), in an amount not to exceed \$80,000,000. The hearing will commence at 2:00 p.m., or as soon thereafter as the matter can be heard, and will be held at 505 W. 5th Street, Suite 240, Clifton, Texas 76634. The proceeds of the Bonds will be issued as part of a plan of finance and loaned to Southwestern University, a Texas nonprofit corporation, (the "Borrower") for the purpose of (a) constructing, enlarging, extending, repairing, renovating, improving, furnishing and equipping educational and housing facilities for the Borrower's campus located on 1001 E. University Avenue, Georgetown, Texas 78626, including, but not limited to (1) a new multi-use residence hall, and (2) other educational and housing facilities, including library, campus and athletic facilities, and other facilities incidental, subordinate, or related to such facilities or appropriate in connection therewith (the "Project") and (b) paying certain costs of issuance on the Bonds.

The Project will be owned and operated by the Borrower. The Bonds are not payable out of taxes and are secured by and payable solely from funds provided by the Borrower.

The public hearing will be conducted by Dr. George Larson, Vice President of the Issuer, or their designee (the "Hearing Officer"). All interested persons are invited to attend such public hearing to across their views with respect to the above-described Project and the Bonds. Any interested persons unable to attend the hearing may submit their views in writing to the Hearing Officer prior to the date scheduled for the hearing at fax number (254) 754-6331, Attention: Dan Pleitz. This notice is published and the hearing is held in satisfaction of the requirements of Section 147(f) of the Internal Revenue Code of 1986, as amended.

EXHIBIT A-2

CERTIFICATE OF PUBLICATION

[See Attached]

CERTIFICATE OF PUBLICATION

This Certificate of Publication is delivered on the date set forth below for the purposes of demonstrating compliance with Section 147(f) of the Internal Revenue Code of 1986, as amended (the “Code”) and applicable Treasury Regulations (the “Regulations”). The undersigned, Dr. George Larson, Vice President of the Clifton Higher Education Finance Corporation (the “Issuer”), acting as hearing officer on behalf of the Issuer, hereby certifies as follows:

1. A Notice of Public Hearing containing the language attached as Exhibit A (the “Notice”) with respect to the plan of finance, the issuance of the bonds (the “Bonds”) by the Issuer, acting by and on behalf of the City of Clifton, Texas (the “City”), and the project described therein (the “Project”), was published on the City’s primary website address of <https://cityofclifton.org/notice-of-public-hearing/> on June 30, 2022.

2. The Notice was published in an area of the City’s website which is used to inform residents within its geographical jurisdiction about public hearings to be held affecting them and which is clearly identified and accessible to members of the general public seeking information concerning the plan of finance, the issuance of the Bonds and the Project.

3. Evidence of the website publication of the Notice is attached hereto as Exhibit B. The Issuer will maintain records evidencing that the Notice was timely published as set forth in Sections 1 and 2 above for the period referred to in Section 4 below, and acknowledges it is responsible for maintaining such records.

4. The Notice remained continuously published on the City’s website for the entire period of seven (7) or more days from the date of the original publication described in Section 1 above to the hearing date described in the Notice. The Issuer held the hearing as described in the Notice on the date and at the time as described therein.

5. Following the hearing, the Issuer submitted the request for approval of the issuance of the Bonds pursuant to a plan of finance for the Project to the applicable elected representative of the City, as required by Section 147(f) of the Code and the Regulations.

(Signature page follows)

Dated this 12 day of July, 2022.

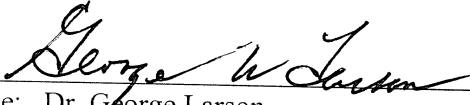
By: 
Name: Dr. George Larson
Title: Vice President, Clifton Higher Education Finance
Corporation

EXHIBIT A

NOTICE OF PUBLIC HEARING

CLIFTON HIGHER EDUCATION FINANCE CORPORATION HIGHER EDUCATION REVENUE BONDS (SOUTHWESTERN UNIVERSITY PROJECT) SERIES 2022

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EXHIBIT B

EVIDENCE OF PUBLICATION



GOVERNMENT DEPARTMENTS LIVING AND VISITING HOW DO I CONTACT US

NOTICE OF PUBLIC HEARING

June 30, 2022

Clifton Higher Education Finance Corporation Higher Education Revenue Bonds

(Southwestern University Project) Series 2022

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NOTICE OF PUBLIC HEARING | C x +

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DEPARTMENTS

LIVING AND VISITING

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CONTACT US



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EXHIBIT B

CERTIFICATE OF PUBLIC HEARING OFFICER

[See Attached]

CERTIFICATE OF PUBLIC HEARING OFFICER

I, the undersigned, hereby certify in connection with the proposed issuance by the Clifton Higher Education Finance Corporation (the "Corporation") of its Higher Education Revenue Bonds (Southwestern University Project) Series 2022 (the "Bonds") in the aggregate maximum principal amount of \$80,000,000:

1. I served as Hearing Officer for the hearing related to the issuance of the Bonds by the Corporation, which proceeds from the sale of the Bonds will be loaned to Southwestern University, a Texas private nonprofit educational corporation and an entity described in Section 501(c)(3) of the Internal Revenue Code of 1986, as amended (the "Borrower"), for the purpose of (a) constructing, enlarging, extending, repairing, renovating, improving, furnishing and equipping educational and housing facilities for the Borrower's campus located on 1001 E. University Avenue, Georgetown, Texas 78626, including, but not limited to (1) a new multi-use residence hall, and (2) other educational and housing facilities, including library, campus and athletic facilities, and other facilities incidental, subordinate, or related to such facilities or appropriate in connection therewith (the "Project") and (b) paying certain costs of issuance on the Bonds.

2. Such hearing was held at the time and place indicated in the Notice of Public Hearing included in **Exhibit A** attached hereto.

3. Notice of the public hearing was (i) published no less than 7 days before the date of the public hearing in the *Williamson County Sun*, a newspaper of general circulation in Williamson County, Texas, as evidenced by the Affidavit of Publication attached hereto as **Exhibit A-1**, and (ii) published no less than 7 days before the date of the public hearing on the City of Clifton's (the "City") website and remained continuously published on the City's website until the date of the public hearing, as evidenced by the Certificate of Publication attached hereto as **Exhibit A-2**.

4. At the time for the commencement of the hearing, comments, either orally or in writing, were publicly requested on the Project to be financed with proceeds of the Bonds and on the issuance of the Bonds.

5. At the hearing,

☒ no persons presented comments orally and no written comments were presented

☐ the comments summarized in **Exhibit B-1** were made orally by the persons listed therein

☐ the written comments attached hereto in **Exhibit B-2** were presented.

6. No time limitations were imposed on any public comments.

IN WITNESS WHEREOF, I have hereunto set my hand this July 12, 2022.

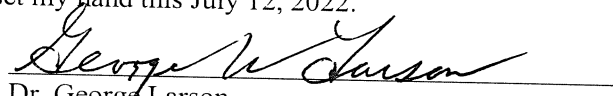

Dr. George Larson
Vice President
Clifton Higher Education Finance Corporation
Hearing Officer

EXHIBIT A-1

AFFIDAVIT OF PUBLICATION

[Attached]

Affidavit of Publisher to Publication of Legal Notice

THE STATE OF TEXAS
COUNTY OF WILLIAMSON
IN THE MATTER OF

Orrick

Public Hearing July 12, 2022

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First insertion 29th day of June, 2022
Second insertion day of July, 2022
Third insertion day of July, 2022
Fourth insertion day of July, 2022


Newspaper Representative

Subscribed and sworn to before me, this -
27 day of July, 2022.

July 22

Witness my hand and official seal.


Dawn Steele, Notary Public

My Commission Expires August 26, 2024

NOTICE OF PUBLIC HEARING
CLIFTON HIGHER EDUCATION
FINANCE CORPORATION HIGHER
EDUCATION REVENUE BONDS
(SOUTHWESTERN UNIVERSITY
PROJECT) SERIES 2022

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EXHIBIT A-2

CERTIFICATE OF PUBLICATION

[Attached]

CERTIFICATE OF PUBLICATION

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5. Following the hearing, the Issuer submitted the request for approval of the issuance of the Bonds pursuant to a plan of finance for the Project to the applicable elected representative of the City, as required by Section 147(f) of the Code and the Regulations.

(Signature page follows)

Dated this 12 day of July, 2022.

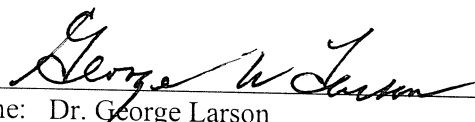
By: 
Name: Dr. George Larson
Title: Vice President, Clifton Higher Education Finance
Corporation

EXHIBIT A

NOTICE OF PUBLIC HEARING

CLIFTON HIGHER EDUCATION FINANCE CORPORATION HIGHER EDUCATION REVENUE BONDS (SOUTHWESTERN UNIVERSITY PROJECT) SERIES 2022

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EXHIBIT B

EVIDENCE OF PUBLICATION



GOVERNMENT DEPARTMENTS LIVING AND VISITING HOW DO I CONTACT US

NOTICE OF PUBLIC HEARING

June 30, 2022

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Notice is hereby given that on July 12, 2022, a joint public hearing, as required by Section 147(f) of the Internal Revenue Code of 1986, as amended (the "Code"), will be held on behalf of the Clifton Higher Education Finance Corporation (the "Issuer") with respect to the proposed issuance by the Issuer of its Higher Education Revenue Bonds (Southwestern University Project) Series 2022 (the "Bonds"), in an amount not to exceed \$80,000,000. The hearing will commence at 2:00 p.m., or as soon thereafter as the matter can be heard, and will be held at 505 W. 5th Street, Suite 240, Clifton, Texas 76634.

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The Project will be owned and operated by the Borrower. The Bonds are not payable out of taxes and are secured by and payable solely from funds provided by the Borrower.

The public hearing will be conducted by Dr. George Larson, Vice President of the Issuer, or their designee (the "Hearing Officer"). All interested persons are invited to attend such public hearing to across their views with respect to the above-described Project and the Bonds. Any interested persons unable to attend the hearing may submit their views in writing to the Hearing Officer prior to the date scheduled for the hearing at fax number (254) 754-6331, Attention: Dan Pleitz. This notice is published and the hearing is held in satisfaction of the requirements of Section 147(f) of the Internal Revenue Code of 1986, as amended.

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NOTICE OF PUBLIC HEARING

June 30, 2022

Clifton Higher Education Finance Corporation Higher Education Revenue Bonds (Southwestern University Project) Series 2022

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> MARCH 2022 (1)






EXHIBIT B-1

NAMES AND COMMENTS OF PERSONS ATTENDING PUBLIC HEARING

None

EXHIBIT B-2

WRITTEN COMMENTS PRESENTED AT PUBLIC HEARING

None