RESOLUTION NO. __2020-R-51__

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AUTHORIZING THE INTERIM CITY MANAGER AND CITY ATTORNEY TO SUBMIT AN APPLICATION IN ORDER TO OBTAIN PROJECT FINANCING UNDER THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION STATE REVOLVING FUND PROGRAM (SRF) FOR THE NORTH MIAMI WINSON WATER TREATMENT PLANT RELIABILITY IMPROVEMENTS PROJECT (PROJECT #DW13182); FURTHER AUTHORIZING THE INTERIM CITY MANAGER AND CITY ATTORNEY TO NEGOTIATE AND EXECUTE AN AGREEMENT BETWEEN THE CITY OF NORTH MIAMI AND THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION (FDEP) IN ORDER TO OBTAIN SRF FINANCING; ESTABLISHING PLEDGED REVENUES, DESIGNATING AUTHORIZED REPRESENTATIVES, AND PROVIDING ASSURANCES OF COMPLIANCE WITH PROGRAM REQUIREMENTS; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

WHEREAS, state law provides for financial assistance to local government agencies to finance construction of improvements to the water treatment facilities; and

WHEREAS, Florida Administrative Code rules require authorization for the City of North Miami ("City") to apply for financial assistance, to enter into an agreement with the Florida Department of Environmental Protection ("FDEP"), to establish pledged revenues, to designate an authorized representative and to provide assurances of compliance with program requirements; and

WHEREAS, the Florida Department of Environmental Protection State Revolving Fund ("SRF") has designated funds for the North Miami Winson Water Treatment Plant Reliability Improvements Project under Project Number DW-13182, as eligible for available financing; and

WHEREAS, SRF funds will be used to make much needed improvements to its water treatment plant facilities ("Project"); and

WHEREAS, the Mayor and City Council have determined that the approval of the attached SRF Loan Application to obtain funds for the Project, is in the best interest of the City.

NOW THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA:

Section 1. Submission of Application. The Mayor and City Council of the City of North Miami, Florida, hereby authorize the City Manager and City Attorney to submit the attached application in order to obtain project financing under the Florida Department of Environmental Protection State Revolving Fund Program (SRF) for the North Miami Winson Water Treatment Plant Reliability Improvements Project.

Section 2. Authority of Interim City Manager and City Attorney. The Mayor and City Council of the City of North Miami, Florida, hereby authorize the Interim City Manager and City Attorney to negotiate and execute an agreement between the City of North Miami and the Florida Department of Environmental Protection (FDEP) in order to obtain SRF financing.

Section 3. Establishment of Pledged Revenues. The Mayor and City Council of the City of North Miami, Florida, hereby authorize the revenues pledged for the repayment of the loan, from the net water and sewer utility system revenues.

Section 4. Designation of Interim City Manager as Authorized Representative. The Mayor and City Council of the City of North Miami, Florida, hereby designate the Interim City Manager as the authorized representative to provide the assurances and commitments required by the SRF Application and to carry out the obligations of the agreement.

Section 5. Effective Date. This Resolution shall become effective immediately upon adoption.

PASSED AND ADOPTED by a __5-0__ vote of the Mayor and City Council of the City of North Miami, Florida, this 12th day of __May__, 2020.

PHILLIPE BIEN-AIME
MAYOR

ATTEST:

VANESSA JOSEPH, ESQ.
CITY CLERK

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:

_____
JEFF P. H. CAZEAU, ESQ.
CITY ATTORNEY

SPONSORED BY: CITY ADMINISTRATION

Moved by: Galvin

Seconded by: Estimé-Irvin

Vote:

Mayor Philippe Bien-Aime	__X__ (Yes)	_____ (No)
Vice Mayor Alix Desulme, Ed.D.	__X__ (Yes)	_____ (No)
Councilman Scott Galvin	__X__ (Yes)	_____ (No)
Councilwoman Carol Keys, Esq.	__X__ (Yes)	_____ (No)
Councilwoman Mary Estimé-Irvin	__X__ (Yes)	_____ (No)