

RESOLUTION NO. 2007-55-562

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, INDICATING THE OFFICIAL INTENT OF THE CITY TO ISSUE TAX-EXEMPT BONDS IN THE AMOUNT OF THREE MILLION (\$3,000,000.0) DOLLARS TO FINANCE THE COST OF EQUIPMENT ACQUISITIONS, AND TO USE A PORTION OF THE PROCEEDS OF SUCH BONDS TO REIMBURSE EXPENDITURES PAID OR INCURRED PRIOR TO THE DATE OF ISSUANCE THEREOF; PROVIDING FOR THE ADOPTION OF REPRESENTATIONS; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Miami Gardens intends to issue tax-exempt bonds (the "Bonds") for the purpose of financing the costs of equipment acquisitions, (the "Project"), and

WHEREAS, a portion of the costs of the Project may be paid before the Bonds are issued in anticipation of the reimbursement of such expenditures from proceeds of the Bonds, and

WHEREAS, Section 1.150-2 of the Federal income tax regulations requires the City to officially declare its intent to use proceeds of the Bonds to reimburse expenditures paid prior to issuance thereof as a prerequisite to the proceeds being treated as used for reimbursement purposes, and

WHEREAS, it is not anticipated that the bonds will be general obligation bonds,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, AS FOLLOWS:

Section 1. ADOPTION OF REPRESENTATIONS: The foregoing Whereas

paragraphs are hereby ratified and confirmed as being true, and the same are hereby made a specific part of this Resolution.

Section 2. EXPRESSION OF INTENT: The City Council intends to issue tax exempt Bonds in the amount necessary to finance the costs of the Project. The maximum principal amount of the Bonds expected to be issued for this Project is Three Million (\$3,000,000.00) Dollars. This Resolution is adopted solely for the purposes of complying with the requirements of the Code of Federal Regulations, Title 26, §1.150-2 and no Bonds are being issued hereby.

Section 3. PUBLIC INSPECTION: This Resolution shall be made available for public inspection at the main administrative office of the City or at the customary location of records of the City that are available to the general public no later than thirty (30) days after the date hereof, and shall remain available on a reasonable basis until the date of issue of the Bonds.

Section 4. EFFECTIVE DATE: This Resolution shall take effect immediately upon its final passage.

PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS AT ITS REGULAR MEETING HELD ON MARCH 14, 2007.


SHIRLEY GIBSON, MAYOR

ATTEST:


RONETTA TAYLOR, CMC, CITY CLERK

Prepared by: DANNY CREW, CITY MANAGER
Reviewed by: SONJA K. DICKENS, City Attorney

SPONSORED BY: DANNY O. CREW, CITY MANAGER

MOVED BY: Councilwoman Watson

SECONDED BY: Councilman Williams

VOTE: 5-1

Mayor Shirley Gibson	<u> x </u> (Yes)	<u> </u> (No)
Vice-Mayor Oscar Braynon, II	<u> </u> (Yes)	<u> </u> (No)
Councilman Melvin L. Bratton	<u> x </u> (Yes)	<u> </u> (No)
Councilman Aaron Campbell	<u> x </u> (Yes)	<u> </u> (No)
Councilman Andre' Williams	<u> x </u> (Yes)	<u> </u> (No)
Councilwoman Sharon Pritchett	<u> </u> (Yes)	<u> x </u> (No)
Councilwoman Barbara Watson	<u> x </u> (Yes)	<u> </u> (No)

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City of Miami Gardens

1515-200 NW 167th Street
Miami Gardens, Florida 33169



Mayor Shirley Gibson
Vice Mayor Oscar Braynon II
Councilman Melvin L. Bratton
Councilman Aaron Campbell Jr.
Councilman Andre Williams
Councilwoman Sharon Pritchett
Councilwoman Barbara Watson

MEMORANDUM

To: Mayor and City Council
From: Dr. Danny O. Crew
City Manager
Date: March 9, 2007
Re: Bond Reimbursement Resolution

As we discussed, in order to complete implementing the new police department, it is necessary to commit to several significant capital expenditures. This will require a small equipment bond issue similar to the bond issues we completed in 2005 and 2006.

The first step in issuing bonds is to adopt a "bond reimbursement resolution." This resolution merely states that any expenditure made after the adoption of the resolution can be reimbursed by the bonds whenever they are issued. In this case, that won't be until after October. This resolution is required by the I.R.S. to allow us to continue moving forward using whatever funds we have budgeted. Then, upon issuance of the bonds, we can reimburse those funds, thus capitalizing the expenditures and returning to the budget any funds advanced.

RECOMMENDATION: To adopt the bond reimbursement resolution.