

RESOLUTION NO. 2013 - 69

RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING THE FUNDING OF DEBT SERVICE RESERVE SUBACCOUNTS FOR THE COUNTY'S PONTE VEDRA UTILITY SYSTEM REVENUE BONDS, SERIES 2006 AND SERIES 2007.

WHEREAS, St. Johns County issued its Ponte Vedra Utility System Revenue Bonds, Series 2006, dated February 23, 2006 (the "Series 2006 Bonds"), and Ponte Vedra Utility System Revenue Bonds, Series 2007, dated December 19, 2007 (the "Series 2007 Bonds"); and

WHEREAS, Financial Security Assurance Inc. was the original bond insurer for the Series 2006 Bonds and the Series 2007 Bonds; and

WHEREAS Financial Security Assurance Inc. provided a Reserve Subaccount Insurance Policy in the amount of \$2,019,100.00 for the Series 2006 Bonds and a Reserve Subaccount Insurance Policy in the amount of \$2,130,643.76 for the Series 2007 Bonds, which amounts equal the maximum annual debt service on such Bonds; and

WHEREAS, Financial Security Assurance Inc. was acquired by Assured Guaranty Municipal Corp. in 2008, and Assured Guaranty Municipal Corp. is obligated under said Reserve Subaccount Insurance Policies; and

WHEREAS; recently Moody's Investor Service has downgraded Assured Guaranty Municipal Corp. from Aa3 to A2; and

WHEREAS, as a result of the ratings downgrade of Assured Guaranty Municipal Corp., Resolution No. 2006-21, as amended and restated by Resolution No. 2007-360, adopted by the County authorizing the issuance of the Series 2006 Bonds and the Series 2007 Bonds (the "Bond Resolution"), requires that the Ponte Vedra Utility System fund Debt Service Reserve Subaccounts for the Series 2006 Bonds and the Series 2007 Bonds, in the manner provided in the Bond Resolution, in amounts equal to the maximum annual debt service on such Bonds;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, AS FOLLOWS:

Section 1. The above Recitals are hereby incorporated into the body of this Resolution, and are adopted as Findings of Fact.

Section 2. The Board of County Commissioners hereby approves the cash funding of a Debt Service Reserve Subaccount for the Series 2006 Bonds in the amount of \$2,019,100.00 and the cash funding of a Debt Service Reserve Subaccount for the Series

2007 Bonds in the amount of \$2,130,643.76, such funding to come from existing legally available reserves of the Ponte Vedra Utility System.

Section 3. To the extent that there are typographical and/or administrative errors and/or omissions that do not change the tone, tenor or context of this Resolution, then this Resolution may be revised without subsequent approval of the Board of County Commissioners of St. Johns County.

Section 4. This Resolution shall become effective immediately upon its passage and adoption.

PASSED AND ADOPTED by the Board of County Commissioners of St. Johns County, Florida, this 2nd day of April, 2013.

BOARD OF COUNTY COMMISSIONERS OF
ST. JOHNS COUNTY, FLORIDA

Attest:

Pam Halterman
Deputy Clerk

By:

[Signature]
Chair

RENDITION DATE 4/3/13

