

RESOLUTION NO. 2017 - 118

RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, RELATING TO THE STATE REVOLVING FUND LOAN PROGRAM; AUTHORIZING APPLICATION FOR LOAN; ESTABLISHING PLEDGED REVENUES; DESIGNATING AUTHORIZED REPRESENTATIVES; AUTHORIZING SUBMITTAL OF LOAN APPLICATION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Florida Statutes provide for state revolving loan program loans to local government agencies to finance the construction of wastewater treatment facilities; and

WHEREAS, said state revolving loan program (the "State Revolving Loan Program") requires evidence of local government authorization to apply for loans, establish pledged revenues, designate an authorized representative and provide assurances of compliance with loan program requirements; and

WHEREAS, the St. Johns County Utility Department has determined that projects proposed in its Facilities Plan relating to St. Johns County's utility system (the "System"), including construction of a water reclamation facility in Ponte Vedra Beach, designated lift station improvements, and related interconnect projects (collectively, the "Projects"), are eligible for available financing under the State Revolving Loan Program and the principal amount of such financing will not exceed \$33,371,800, including capitalized interest, and recommends St. Johns County submit a loan application for such financing; and

WHEREAS; the Board of County Commissioners of St. Johns County, Florida, during a regular Board meeting, intends to enter into a binding loan agreement with the State of Florida Department of Environmental Protection for financing the Projects as required by the State Revolving Loan Program; and

WHEREAS, St. Johns County is authorized to borrow moneys to construct the Projects pursuant to Chapter 125, Part I, Florida Statutes, as amended, and St. Johns County Ordinance No 86-89, as amended; and

WHEREAS, St. Johns County has determined that participation in the State Revolving Loan Program will serve the interests of St. Johns County.

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. Application for a loan under the State Revolving Loan Program in the principal amount not to exceed \$33,371,800, including capitalized interest, and submittal of the related loan application to finance the Projects is hereby authorized.

Section 3. The revenues pledged for the repayment of the loan are the net water and sewer revenues of the System, together with legally available connection fees. Such pledge is subordinate to the pledge thereon in favor of all St. Johns County utility system revenue bonds and other obligations listed in Exhibit "A" attached hereto, together with any additional bonds or obligations that are later issued on a parity therewith.

Section 4. The Chair of the Board of County Commissioners of St. Johns County, Florida, is hereby designated as St. Johns County's authorized representative and authorized to execute the application, execute the loan agreement upon approval of the loan agreement by the Board of County Commissioners of St. Johns County during a regularly scheduled meeting, provide assurances required by the application and the loan agreement, represent St. Johns County in carrying out St. Johns County's responsibilities under the loan agreement and delegate responsibility to appropriate St. Johns County staff to carry out technical, financial and administrative activities associated with the application and the loan agreement.

Section 5. The St. Johns County Administrator or their designee is hereby authorized to submit the application, provide assurances required by the application and the loan agreement, represent St. Johns County in carrying out St. Johns County's responsibilities under the loan agreement, execute disbursement requests and delegate responsibility to appropriate St. Johns County staff to carry out technical, financial and administrative activities associated with the application and the loan agreement.

Section 6. 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 7. 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 4th day of April, 2017.

BOARD OF COUNTY COMMISSIONERS OF
ST. JOHNS COUNTY, FLORIDA

Attest: HUNTER S. CONRAD, CLERK

By:



Deputy Clerk


James K. Johns, Chair

RENDITION DATE 4/6/17

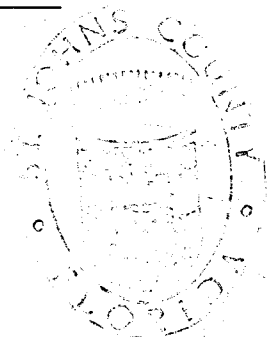


EXHIBIT "A"

The pledge of net water and sewer revenues of the System and legally available System connection fees described in the foregoing resolution is subject to the prior pledge thereof in favor of the following St. Johns County obligations:

- (1) Water and Sewer Revenue Bonds, Series 1991A
- (2) Water and Sewer Revenue and Refunding Bonds, Series 2013A
- (3) Water and Sewer Revenue Refunding Bonds, Series 2013B
- (4) Water and Sewer Revenue Refunding Bonds, Series 2014
- (5) Water and Sewer Revenue and Refunding Bonds, Series 2016
- (6) Obligations under the State Revolving Fund Loan Agreement between St. Johns County and State of Florida Department of Environmental Protection, Number CS12082802P, as amended
- (7) Obligations under the Clean Water State Revolving Fund Loan Agreement between St. Johns County and Florida Water Pollution Control Financing Corporation, Number WW550100, as amended
- (8) Obligations under the Drinking Water State Revolving Fund Construction Loan Agreement between St. Johns County and State of Florida Department of Environmental Protection, Number DW550110, as amended
- (9) Obligations under the Lease Purchase Schedule between St. Johns County and Johnson Controls, Inc. dated May 3, 2006, as amended (Capital Lease for Utility Department Fixed Base Metering System)
- (10) Obligations under Second Addendum to the St. Johns County/City of St. Augustine Beach Interlocal Agreement dated July 8, 2009, relating to Clean Water State Revolving Fund Construction Loan Agreements WW550300 and WW 550301 dated September 21, 2009, between City of St. Augustine Beach, Florida, and State of Florida, Department of Environmental Protection

THE ST. AUGUSTINE RECORD

COPY O

MINUTES AND RECORDS
500 SAN SEBASTIAN VIEW
SAINT AUGUSTINE FL 32084

Ref.#: 17186233A
P.O.#:

PUBLISHED EVERY MORNING SUNDAY THRU SATURDAY
ST. AUGUSTINE AND ST. JOHNS COUNTY, FLORIDA

STATE OF FLORIDA,
COUNTY OF ST. JOHNS

Before the undersigned authority personally appeared **JAMIE WILLIAMS**
who on oath says that he/she is an Employee of the St. Augustine Record,
a daily newspaper published at St. Augustine in St. Johns County, Florida:
that the attached copy of advertisement being a **NOTICE OF HEARING**
In the matter of **4/4 WATER RECLAMATIO - 4/4 WATER RECLAMATION**
was published in said newspaper on **03/21/2017**

Affiant further says that the St. Augustine Record is a newspaper published
at St. Augustine, in said St. Johns County, Florida, and that the said newspaper
heretofore has been continuously published in said St. Johns County, Florida,
each day and has been entered as second class mail matter at the post office in the
City of St. Augustine, in said St. Johns County, for a period of one year preceding
the first publication of the copy of advertisement; and affiant further says that
he/she has neither paid nor promised any person, firm or corporation any discount,
rebate, commission or refund for the purpose of securing the advertisement for
publication in the said newspaper.

Sworn to and subscribed before me this day of **MAR 21 2017**

by Jamie Williams who is personally known to me
or who has produced as identification

[Signature]

(Signature of Notary Public)

 **ERIC DAMIEN MCBRIDE**
MY COMMISSION # FF925198
EXPIRES October 07, 2019
FloridaNotaryService.com

(Seal)

**NOTICE OF A PUBLIC HEARING
TO RECEIVE PUBLIC INPUT
REGARDING THE FACILITIES
PLAN AND FUNDING OF THE
PONTE VEDRA PLAYERS CLUB
WATER RECLAMATION
FACILITY AND
INTERCONNECTING PROJECTS**

NOTICE IS HEREBY GIVEN that the Board of County Commissioners (BOCC) of St. Johns County, Florida, will hold a public hearing at their regularly scheduled County Commission meeting at 9:00 a.m. on Tuesday, April 4, 2017 in the County Auditorium, 500 San Sebastian View, St. Augustine, Florida. The purpose of this hearing is to discuss and receive input on the Facility Plan (Plan) for the Ponte Vedra Player's Club Water Reclamation Facility and interconnecting projects (Projects) and Capital Financing Plan prepared by Matt MacDonald. The Plan addresses the need for the Projects, alternatives considered, recommended alternatives, environmental impacts, and the financial impact of the Projects.

It is anticipated that the construction costs of the Projects will be funded by the State of Florida Revolving Loan Program (SRF). Cities, Counties, authorities and special districts responsible for water, wastewater, and stormwater are eligible for low-interest SRF loans.

A copy of the Plan and related documents including the Capital Financing Plan will be available for review in the office at 1205 SR16, St. Augustine, FL 32084, between the weekday hours of 8:00 a.m. and 4:00 p.m. All residents and concerned persons are encouraged to attend and express their views to the BOCC or to send written comments to the Clerk of Court. Written comments will be distributed to the BOCC.

If a person decides to appeal any decision made with respect to any matter considered at the hearing he/she will need a record of the proceedings, and for such purpose he/she may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

NOTICE TO PERSONS NEEDING SPECIAL ACCOMMODATIONS AND TO ALL HEARING IMPAIRED PERSONS: In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in the proceedings should contact ADA Coordinator, at (904) 209-0650 at the St. Johns County Administration Building, 500 San Sebastian View, St. Augustine, FL 32084. For hearing impaired individuals: Florida Relay Service: 1-800-955-8770, no later than 5 days prior to the date of the meeting.

WILLIAM YOUNG,
DIRECTOR OF UTILITIES
BOARD OF COUNTY
COMMISSIONERS
OF ST. JOHNS COUNTY, FLORIDA
HUNTER S. CONRAD, ITS CLERK
By: Yvonne King, Deputy Clerk
17186233A March 21, 2017