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PROPOSED RESOLUTION NO. 2024-R-42

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PEMBROKE PINES, FLORIDA, SUBMITTING TO REFERENDUM A QUESTION TO THE REGISTERED ELECTORS OF THE CITY OF PEMBROKE PINES AUTHORIZING THE ISSUANCE OF NOT EXCEEDING TWO HUNDRED FIFTY MILLION DOLLARS (\$250,000,000) AGGREGATE PRINCIPAL AMOUNT (WITHOUT REGARD TO ORIGINAL ISSUE DISCOUNT OR PREMIUM) OF GENERAL OBLIGATION BONDS OF THE CITY OF PEMBROKE PINES, FLORIDA, IN ONE OR MORE SERIES, FOR CAPITAL IMPROVEMENTS; PROVIDING FOR NOTICE OF THE BOND REFERENDUM ELECTION TO BE PUBLISHED IN ACCORDANCE WITH THE CHARTER AND CODE OF ORDINANCES OF THE CITY OF PEMBROKE PINES, FLORIDA, AND CHAPTER 100, FLORIDA STATUTES, AS AMENDED; PROVIDING FOR THE PLACE AND PLACES WHERE THE BOND REFERENDUM ELECTION IS TO BE HELD; PROVIDING FOR AUTHORIZATION AND DIRECTION TO THE CITY CLERK TO PERFORM CERTAIN DUTIES AND FUNCTIONS IN ACCORDANCE WITH THIS RESOLUTION; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Pembroke Pines, Florida (the "City") has determined: 1) a police station and public safety complex are needed for public safety reasons; 2) that there are several streets and roadways within the City that require immediate repair and improvement; 3) that there is a need to design, construct, repair or improve several City Parks and Recreational Facilities; 4) that there is a need to design, construct, repair and improve the Plaza at Charles F. Dodge City Center and acquire art for public spaces city-wide; and 5) that there is a need to acquire land for future parks facilities and affordable housing projects; and,

WHEREAS, the City Commission of the City of the City (the "City Commission") finds that it is necessary and desirable to construct and equip public safety facilities, new community

1 facilities, recreation facility improvements, roadway and infrastructure improvements, and
2 acquisition of land for capital improvements (collectively, the "Projects"); and

3 **WHEREAS**, it is a municipal and public purpose to pay the cost of the Projects through
4 the issuance of general obligation bonds of the City, payable from ad valorem taxes, as
5 hereinafter provided, to serve the health, safety, and welfare of all the citizens and residents of
6 Pembroke Pines, Florida; and

7 **WHEREAS**, the City Commission hereby determines that it serves a paramount public
8 purpose that the Projects be constructed, renovated and replaced and that it is in the best
9 interest of the City to issue general obligation indebtedness to finance the costs of the Projects;
10 and

11 **WHEREAS**, the City Commission finds that the Projects benefit the City's citizens and
12 residents, and that by combining the financing of the projects into a single plan of financing, the
13 Projects can be completed in a timely manner and at a reasonable cost.

14 **NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY**
15 **OF PEMBROKE PINES, FLORIDA, THAT:**

16 **Section 1. AUTHORITY FOR THIS RESOLUTION.** This Resolution is adopted
17 pursuant to the Constitution and laws of the State of Florida, Chapter 166, Florida Statutes, as
18 amended, the Charter and the Code of Ordinances of the City of Pembroke Pines, Florida, and
19 other provisions of law (hereinafter collectively referred to as the "Act").

20 **Section 2. FINDINGS.** The City Commission hereby finds and determines that
21 the foregoing "WHEREAS" clauses are hereby ratified and confirmed as being true and correct

1 and adopts the same as its findings and determinations and are hereby made a specific part of
2 this Resolution upon adoption hereof.

3 **Section 3. AUTHORIZATION OF THE BONDS.** In accordance with the Florida
4 Constitution, Chapter 166, Florida Statutes, as amended, the Charter and the Code of
5 Ordinances of the City of Pembroke Pines, Florida, and other provisions of law, there shall be
6 issued in one or more series, subject to the bond referendum hereinafter provided for (the
7 “Bond Referendum Election”), bonds of the City in an aggregate principal amount (without
8 regard to original issue discount or premium) not exceeding Two Hundred Fifty Million Dollars
9 (\$250,000,000) (the "Bonds") maturing at such time or times not exceeding thirty (30) years from
10 their respective date or dates of issue, as may be determined by the City Commission and
11 bearing interest at a rate or rates not exceeding the maximum lawful rate allowed by law, as
12 shall be determined at the time of sale thereof, and to be payable from unlimited ad valorem
13 taxes, for the purpose of providing funds, together with any other available funds, for paying
14 the cost of the Projects. Proceeds from the Bonds shall be applied to the Projects.

15 **Section 4. BOND REFERENDUM ELECTION.** A Bond Referendum Election of the
16 qualified electors residing in the City is hereby called and authorized to be held on March 11,
17 2025, between the hours of 7:00 a.m. and 7:00 p.m. to determine whether or not the issuance of
18 the Bonds in an aggregate principal amount (without regard to original issue discount or
19 premium) not to exceed Two Hundred Fifty Million Dollars (\$250,000,000) shall be approved by
20 such qualified electors to finance the cost of the Projects. All qualified electors in the City shall
21 be entitled and permitted to vote in the Bond Referendum Election. The places of voting for the

1 Referendum Bond Election shall be designated by the Supervisor of Elections of Broward
2 County, Florida (the "Supervisor of Elections").

3 The Supervisor of Elections shall hold, administer and conduct the Bond Referendum
4 Election in the manner prescribed by law for holding special elections or referendum in the City
5 and consistent with the City's agreement with the Supervisor of Elections. The City Clerk of the
6 City (the "City Clerk") is directed to take all necessary measures to conduct the Bond
7 Referendum Election in accordance with applicable law. The results shall be certified to the
8 Department of State in accordance with Section 100.351, Florida Statutes. All procedures and
9 requirements of the laws of the State of Florida, the Charter and the Code of Ordinances of the
10 City and other applicable law shall be complied with for the purpose of conducting the
11 computation of ballots and completion of bond referendum procedures.

12 The City Clerk is hereby designated and appointed as the official representative of the
13 City Commission in all transactions with the Supervisor of Elections in relation to matters
14 pertaining to the use of the registration books and the holding of said Bond Referendum
15 Election.

16 **Section 5. NOTICE OF BOND REFERENDUM.** Notice of the Bond
17 Referendum Election, including the time and location of polling places contemplated herein all
18 in accordance with the Code of Ordinances of the City of Pembroke Pines, Florida, as well as the
19 State of Florida Election Code, as amended, shall be published in a newspaper of general
20 circulation in the City, at least twice, once in the fifth week and once in the third week prior to
21 the week in which the Bond Referendum Election is held, the date of first publication in said
22 newspaper to be at least thirty (30) days before said Bond Referendum Election, in substantially

1 the form attached hereto as Exhibit A and in the manner provided in Section 100.342, Florida
2 Statutes. The City Clerk is hereby authorized and directed to publish such notice.

3 **Section 6. OFFICIAL BALLOT.** The ballot for voting in the Bond Referendum
4 Election shall be in substantially the following form:

5 **CITY OF PEMBROKE PINES, FLORIDA**
6 **GENERAL OBLIGATION BONDS**

7
8 **SHALL BONDS OF PEMBROKE PINES IN AN AGGREGATE**
9 **PRINCIPAL AMOUNT NOT EXCEEDING \$250,000,000 BE ISSUED IN**
10 **MULTIPLE SERIES MATURING NOT LATER THAN 30 YEARS**
11 **FROM THEIR DATE, BEARING INTEREST AT A RATE NOT**
12 **EXCEEDING THE MAXIMUM LAWFUL RATE DETERMINED AT**
13 **TIME OF SALE, AND PAYABLE FROM UNLIMITED AD VALOREM**
14 **TAXES, TO PROVIDE FUNDS TO CONSTRUCT AND IMPROVE A**
15 **POLICE - PUBLIC SAFETY COMPLEX, COMMUNITY FACILITIES,**
16 **RECREATIONAL FACILITIES, ROADWAY AND**
17 **INFRASTRUCTURE IMPROVEMENTS, AND LAND ACQUISITION.**

18
19 FOR BONDS AGAINST BONDS
20

21
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23 **Section 7. EFFECT OF RESULTS.** The return of the votes cast at said election
24 shall be made to and canvassed by the Broward County Canvassing Board and the Broward
25 County Canvassing Board shall declare the result. If a majority of the votes cast at such election
26 in respect to the issuance of such Bonds shall be "For Bonds," such issuance shall be approved,
27 and then the Bonds, the issuance of which shall be thereby approved, may be issued as
28 hereafter provided by the City Commission and the Charter. If less than a majority of the votes
29 cast at said election shall be "For Bonds," the Bonds for the improvements thereby affected shall
30 be defeated, and no Bonds for such improvements shall be issued pursuant to this Resolution.

1 **Section 8.** **SEVERABILITY OF INVALID PROVISION.** Should any section or
2 provision of this Resolution or portion hereof, any paragraph, sentence, or word be declared by
3 a court of competent jurisdiction to be invalid, such decision shall not affect the remainder of
4 this Resolution.

5 **Section 9.** **REPEAL OF INCONSISTENT INSTRUMENTS.** That all resolutions or
6 parts of resolutions in conflict herewith, be and the same are repealed to the extent of such
7 conflict.

8 **Section 10.** **EFFECTIVE DATE.** The provisions of this Resolution shall become
9 effective immediately upon adoption.

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[Remainder of page intentionally left blank]

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PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF PEMBROKE
PINES, FLORIDA THIS _____ DAY OF DECEMBER, 2024.

CITY OF PEMBROKE PINES, FLORIDA

BY: _____
MAYOR ANGELO CASTILLO

ATTEST:

DEBRA ROGERS, CITY CLERK

CASTILLO _____

GOOD _____

APPROVED AS TO FORM:

SCHWARTZ _____

HERNANDEZ _____

OFFICE OF THE CITY ATTORNEY

RODRIGUEZ _____

1 EXHIBIT A

2
3 FORM OF
4 NOTICE OF BOND REFERENDUM ELECTION
5 FOR GENERAL OBLIGATION BONDS
6 TO BE HELD ON TUESDAY, MARCH 11, 2025

7
8 CITY OF PEMBROKE PINES, FLORIDA
9

10 Notice is hereby given that a bond referendum will be held in the City of Pembroke
11 Pines, Florida on Tuesday, March 11, 2025. The bond referendum election will be held to
12 determine whether there shall be issued General Obligation Bonds (the "Bonds") of the City, in
13 an aggregate principal amount (without regard to original issue discount or premium) not to
14 exceed Two Hundred Fifty Million Dollars (\$250,000,000). The Bonds shall be general
15 obligations of the City and shall be secured by the full faith, credit, and unlimited ad valorem
16 taxing power of the City. The Bonds may be issued in one or more series, shall mature in not
17 more than thirty (30) years after issuance, and the Bonds shall bear interest at not exceeding the
18 maximum rate permitted by law at the time of the sale of the Bonds. The monies received and
19 interest earned from the issuance of the Bonds will be used to finance the Projects (as further
20 specified in the Resolution). The Projects consists of construction and improvements, including,
21 but not limited to: (i) a police station and public safety complex; (ii) new community facilities
22 consisting of (a) renovations to the Plaza at Charles F. Dodge City Center, which include
23 increase of event space, new road and drop off configuration, new lighting, drainage, signage,
24 curbing, new gateway feature, and landscaping, and (b) installation of public art citywide; (iii)
25 recreation facilities improvements consisting of park renovations, parking, drainage,
26 landscaping, pavilions, walking paths, restroom upgrades, lighting, exercise equipment,
27 playground equipment, signage, basketball courts, concession stands, golf course
28 improvements, and renovation of recreational facilities at several parks within the City; (iv)
29 roadway and infrastructure improvements consisting of widening lanes, construction of roads,
30 drainage improvements, multi-use paths, sidewalk improvements, turn signals, intersection
31 improvements, traffic calming, traffic control devices, signage, landscaping, and infrastructure
32 improvements; and (v) acquisition of land for additional parks and affordable housing. From
33 time to time, the City may include additional specifics concerning the Projects. For any for
34 additional information regarding specific Projects, please contact the Office of the City Clerk of
35 Pembroke Pines, Florida at 954-450-1060.

36
37 The issuance of such Bonds and the holding of such bond referendum election have
38 been authorized by Resolution No. ____ of the City Commission of the City adopted on
39 December 18, 2024.

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41 In accordance with the Constitution and laws of the State of Florida, all qualified electors
42 of the City of Pembroke Pines, Florida, shall be entitled to vote in the bond referendum election
43 to which this notice pertains.

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The City of Pembroke Pines, Florida shall be authorized to issue the Bonds covered by the question hereinabove set forth only if such issuance shall have been approved by vote of a majority of the qualified electors of the City voting thereon.

City of Pembroke Pines, Florida
Debra Rogers
City Clerk