PROPOSED RESOLUTION NO. 2026-R-16

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 EIGHTY MILLION DOLLARS ($80,000,000) 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 A POLICE-FIRE PUBLIC SAFETY COMPLEX; 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 that a new police and fire public safety complex (the “Project”) is needed for public safety reasons; and

WHEREAS, the City Commission of the City (the “City Commission”) finds that it is necessary and desirable to construct and equip the Project; and

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

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

WHEREAS, the City Commission hereby finds and determines that general obligation indebtedness is expected to provide the City with a lower cost of capital than other common financing vehicles, as determined by the City's municipal advisor.

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

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

Section 2. **FINDINGS.** The City Commission hereby finds and determines that the foregoing "WHEREAS" clauses are hereby ratified and confirmed as being true and correct and adopts the same as its findings and determinations and are hereby made a specific part of this Resolution upon adoption hereof.

Section 3. **AUTHORIZATION OF THE BONDS.** In accordance with the Florida Constitution, Chapter 166, Florida Statutes, as amended, the Charter and the Code of Ordinances of the City of Pembroke Pines, Florida, and other provisions of law, there shall be issued in one or more series, subject to the bond referendum hereinafter provided for (the "Bond Referendum Election"), bonds of the City in an aggregate principal amount (without regard to original issue discount or premium) not exceeding Eighty Million Dollars ($80,000,000) (the "Bonds") maturing at such time or times not exceeding thirty (30) years from their respective date or dates of issue, as may be determined by the City Commission and bearing interest at a rate or rates not exceeding the maximum lawful rate allowed by law, as shall be determined at the time of sale thereof, and to be payable from ad valorem taxes, for the purpose of providing funds, together with any other available funds, for paying the cost of the Project. Proceeds from the Bonds shall be applied to the Project and to pay the costs of issuance of the Bonds.

Section 4. **BOND REFERENDUM ELECTION.** A Bond Referendum Election of the qualified electors residing in the City is hereby called and authorized to be held on November 3, 2026, between the hours of 7:00 a.m. and 7:00 p.m. to determine whether or not the issuance of the Bonds in an aggregate principal amount (without regard to original issue discount or premium) not to exceed Eighty Million Dollars ($80,000,000) shall be approved by such qualified electors to finance the cost of the Project. All qualified electors in the City shall be entitled and permitted to vote in the Bond Referendum Election. The places of voting for the Referendum Bond Election shall be designated by the Supervisor of Elections of Broward County, Florida (the "Supervisor of Elections").

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

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

Section 5. **NOTICE OF BOND REFERENDUM.** Notice of the Bond Referendum Election, including the time and location of polling places contemplated herein all in accordance with the Code of Ordinances of the City of Pembroke Pines, Florida, as well as the State of Florida Election Code, as amended, shall be published in a newspaper of general circulation in the City, at least twice, once in the fifth week and once in the third week prior to the week in which the Bond Referendum Election is held, the date of first publication in said newspaper to be at least thirty (30) days before said Bond Referendum Election, in substantially the form attached hereto as Exhibit A and in the manner provided in Section 100.342, Florida Statutes. The City Clerk is hereby authorized and directed to publish such notice.

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

CITY OF PEMBROKE PINES, FLORIDA
GENERAL OBLIGATION BONDS

IN ORDER TO PROVIDE FUNDS TO CONSTRUCT AND IMPROVE A POLICE-FIRE PUBLIC SAFETY COMPLEX AT THE LOWEST COST OF BORROWING, SHALL PEMBROKE PINES ISSUE GENERAL OBLIGATION BONDS IN AN AGGREGATE PRINCIPAL AMOUNT NOT EXCEEDING $80,000,000, BE ISSUED IN MULTIPLE SERIES MATURING NOT LATER THAN 30 YEARS FROM THEIR DATE, BEARING INTEREST AT A RATE NOT EXCEEDING THE MAXIMUM LAWFUL RATE, AS DETERMINED AT TIME OF SALE, AND PAYABLE FROM AD VALOREM TAXES.

FOR BONDS ☐ AGAINST BONDS ☐

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

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

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

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

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PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF PEMBROKE PINES, FLORIDA THIS ______ DAY OF _____, 2026.

CITY OF PEMBROKE PINES, FLORIDA

BY: ________________________________

MAYOR ANGELO CASTILLO

ATTEST:

____

GABRIEL FERNANDEZ, CITY CLERK

APPROVED AS TO FORM:

____

OFFICE OF THE CITY ATTORNEY

CASTILLO _________

GOOD _________

SCHWARTZ _________

HERNANDEZ _________

RODRIGUEZ _________

EXHIBIT A

FORM OF
NOTICE OF BOND REFERENDUM ELECTION
FOR GENERAL OBLIGATION BONDS
TO BE HELD ON TUESDAY, NOVEMBER 3, 2026

CITY OF PEMBROKE PINES, FLORIDA

Notice is hereby given that a bond referendum will be held in the City of Pembroke Pines, Florida on Tuesday, November 3, 2026. The bond referendum election will be held to determine whether there shall be issued General Obligation Bonds (the "Bonds") of the City, in an aggregate principal amount (without regard to original issue discount or premium) not to exceed Eighty Million Dollars ($80,000,000). The Bonds shall be general obligations of the City and shall be secured by the full faith, credit, and ad valorem taxing power of the City. The Bonds may be issued in one or more series, shall mature in not more than thirty (30) years after issuance, and the Bonds shall bear interest at not exceeding the maximum rate permitted by law at the time of the sale of the Bonds. It is expected that issuing general obligation bonds will lower the cost of borrowing. The monies received and interest earned from the issuance of the Bonds will be used to finance the Project (as further specified in the Resolution). The Project consists of construction and improvements, including, but not limited to, a new police-fire public safety complex. From time to time, the City may include additional specifics concerning the Project. For any additional information regarding the Project, please contact the Office of the City Clerk of Pembroke Pines, Florida at 954-450-1060.

The issuance of such Bonds and the holding of such bond referendum election have been authorized by Resolution No. ____ of the City Commission of the City adopted on _____, 2026.

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

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
Gabriel Fernandez
City Clerk