

RESOLUTION NO. ____

PROPOSED RESOLUTION NO. 26-054

A RESOLUTION OF THE CITY OF LAKELAND, FLORIDA RELATING TO THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION STATE REVOLVING FUND LOAN PROGRAM; MAKING FINDINGS; AUTHORIZING A LOAN APPLICATION; AUTHORIZING A LOAN AGREEMENT; ESTABLISHING PLEDGED REVENUES; DESIGNATING AUTHORIZED REPRESENTATIVES; PROVIDING FOR ASSURANCES OF COMPLIANCE WITH LOAN PROGRAM REQUIREMENTS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

WHEREAS, Section 403.1835, Florida Statutes, provides for loans to local government agencies to finance the construction of wastewater treatment facilities; and

WHEREAS, Chapter 62-503, Florida Administrative Code, requires authorization to apply for loans, establish pledged revenues, designate an authorized representative, provide assurances of compliance with loan program requirements, and to enter into a loan agreement; and

WHEREAS, the State Revolving Fund loan priority list designates Project No. WW53069, relating to the Western Trunk Gravity Sewer Replacement (the "Project"), as eligible for available funding; and

WHEREAS, the City of Lakeland, Florida intends to enter into a loan agreement with the Florida Department of Environmental Protection under the State Revolving Fund for Project financing;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF LAKELAND, FLORIDA AS FOLLOWS:

SECTION 1. The foregoing findings are incorporated herein by reference and made a part hereof.

SECTION 2. The City Commission of the City of Lakeland, Florida authorizes application for a loan under the State Revolving Fund Program to finance the Project.

SECTION 3. The revenues pledged for the repayment of the loan are the gross revenues derived yearly from the operation of the City's water and wastewater systems after payment of the operation and maintenance expenses and the satisfaction of all yearly senior debt payment obligations listed below:

- Water and Wastewater Revenue Refunding and Improvement Bonds, Series 2021
- Revolving Revenue Note, Series 2026
- FDEP Clean Water State Revolving Fund Loan WW60815P
- FDEP Clean Water State Revolving Fund Loan WW530610
- FDEP Clean Water State Revolving Fund Loan WW530630
- FDEP Clean Water State Revolving Fund Loan WW530650
- FDEP Clean Water State Revolving Fund Loan WW530651
- FDEP Clean Water State Revolving Fund Loan WW530652
- FDEP Clean Water State Revolving Fund Loan WW530670
- FDEP Clean Water State Revolving Fund Loan WW530671
- FDEP Clean Water State Revolving Fund Loan WW608160
- FDEP Clean Water State Revolving Fund Loan WW608180
- FDEP Clean Water State Revolving Fund Loan WW608190
- FDEP Drinking Water State Revolving Fund Loan DW530660
- FDEP Drinking Water State Revolving Fund Loan DW530661
- FDEP Drinking Water State Revolving Fund Loan LS530680

SECTION 4. The Mayor is hereby designated as the authorized representative to provide the assurances and commitments required by the loan application.

SECTION 5. The Mayor is hereby designated as the authorized representative to execute the loan agreement and any subsequent amendments, which will become a binding obligation in accordance with their terms when signed by both parties. The Mayor is authorized to delegate responsibility to appropriate staff to carry out technical, financial, and administrative activities associated with the loan agreement.

SECTION 6. The legal authority for borrowing monies to construct the Project is Section 166.111, Florida Statutes and Section 403.1835, Florida Statutes.

SECTION 7. All resolutions or parts of resolutions in conflict with any of the provisions of this Resolution are hereby repealed.

SECTION 8. If any word, sentence, clause, phrase or provision of this Resolution, for any reason, is held to be unconstitutional, void or invalid, the validity of the remainder of this Resolution shall not be affected thereby.

SECTION 9. This Resolution shall be effective immediately upon its adoption.

PASSED AND CERTIFIED AS TO PASSAGE this 19th day of October, A.D. 2026.

**CITY COMMISSION OF THE CITY OF
LAKELAND, FLORIDA**

By: _____
SARA ROBERTS MCCARLEY
MAYOR

ATTEST: _____
KELLY S. KOOS, CITY CLERK

APPROVED AS TO FORM AND CORRECTNESS: _____
PALMER C. DAVIS
CITY ATTORNEY