

AGENDA  
BUSHNELL CITY COUNCIL  
SPECIAL MEETING  
117 E. JOE P. STRICKLAND, JR. AVE.  
JUNE 23, 2022  
6:00 P.M.

CALL MEETING TO ORDER  
INVOCATION  
PLEDGE OF ALLEGIANCE  
WELCOME

PRESENTATION

1. WOODARD & CURRAN, JUSTIN DEMELLO- CONSIDERING THE ELIGIBILITY FOR THE CITY OF BUSHNELL TO QUALIFY FOR LOW-COST STATE REVOLVING FUND (SRF) LOANS FOR THE PROPOSED CLEAN WATER REPAIR AND IMPROVEMENT PROJECTS.

NEW BUSINESS

1. APPROVAL OF RESOLUTION 2022-01, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BUSHNELL, FLORIDA, RELATING TO THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION (FDEP) STATE REVOLVING FUND (SRF), ADOPTION OF THE WASTEWATER FACILITY PLAN FOR THE IMPLEMENTATION OF WASTEWATER IMPROVEMENTS, EFFECTIVE THIS DATE.
2. APPROVAL OF RESOLUTION 2022-02, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BUSHNELL, FLORIDA, RELATING TO THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION (FDEP) STATE REVOLVING FUND (SRF), ADOPTION OF THE WATER FACILITY PLAN FOR THE IMPLEMENTATION OF DRINKING WATER IMPROVEMENTS, EFFECTIVE THIS DATE.
3. APPROVAL OF RESOLUTION 2022-03, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BUSHNELL, FLORIDA, RELATING TO THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION (FDEP) STATE REVOLVING FUND (SRF), ADOPTION OF THE EMERGENCY WASTEWATER FACILITY PLAN FOR THE IMPLEMENTATION OF WASTEWATER EMERGENCY IMPROVEMENTS, EFFECTIVE THIS DATE.

4. APPROVAL OF RESOLUTION 2022-04, A RESOLUTION OF CITY OF BUSHNELL, FLORIDA, RELATING TO THE STATE REVOLVING FUND LOAN PROGRAM; MAKING FINDINGS; AUTHORIZING THE LOAN APPLICATION; AUTHORIZING THE LOAN AGREEMENT; ESTABLISHING PLEDGED REVENUES; DESIGNATING AUTHORIZED REPRESENTATIVES; PROVIDING ASSURANCES; PROVIDING FOR CONFLICTS, SEVERABILITY, AND EFFECTIVE DATE.

ADJOURN

## **RESOLUTION NUMBER 2022-01**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BUSHNELL, FLORIDA, RELATING TO THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION (FDEP) STATE REVOLVING FUND (SRF), ADOPTION OF THE WASTEWATER FACILITY PLAN FOR THE IMPLEMENTATION OF WASTEWATER IMPROVEMENTS, EFFECTIVE THIS DATE**

**WHEREAS**, Florida Statutes provide for loans to local government agencies to finance the construction of wastewater facilities; and Florida Administrative Code requires the formal authorization by City Council to formally adopt a facility plan outlining necessary wastewater facility improvements to comply with State of Florida funding requirements;

**WHEREAS**, formal adoption of the proposed Facility Plan is required for the City of Bushnell to participate in the State Revolving Loan Fund Program;

**WHEREAS**, the City Council of the City of Bushnell, Florida agrees with the findings and summary of necessary improvements as outlined in the Facility Plan for the purpose of wastewater improvements;

**NOW THEREFORE BE IT RESOLVED**, the City Council of the City of Bushnell, Florida formally approves and adopts the City of Bushnell Facility Plan as written and presented to the City Council on this date;

### **SECTION 1. FINDINGS**

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

The City of Bushnell, Florida is authorized to approve the proposed Facility Plan.

The City Manager is hereby designated as the authorized representative to provide the assurances and commitments that will be required by the Facility Plan.

The Mayor is hereby designated as the authorized representative to execute the Facility Plan which will become the foundation of all activities related to the wastewater facility improvements. The Mayor is authorized to represent the City in carrying out the City's responsibilities under the Facility Plan. The Mayor is authorized to delegate responsibility to appropriate City Staff to carry out technical, financial, and administrative activities associated with the Facility Plan.

The legal authority for adoption of this facility plan is pursuant to the City Charter, City Code of Ordinances, and the Laws of the State of Florida.

All Resolutions or part of Resolutions in conflict with any of the provisions of this Resolution are hereby repealed.

If any section or portion of a section of this Resolution proves to be invalid, unlawful, or unconstitutional, it shall not be held to invalidated or impair the validity, force, or effect or any other section or part of this Resolution.

Upon motion made by \_\_\_\_\_, and seconded by \_\_\_\_\_, this Resolution was passed and adopted by the City Council of the City of Bushnell, Florida. The vote upon this Resolution was as follows:

Mayor/Councilman W.C. Spaude

Vice Mayor/Councilwoman Karen Davis

Councilwoman Margaret A. Thies

Councilman Lance Lowery

Councilman Dale Swain

**SECTION 2. EFFECTIVE DATE**

This Resolution shall take effect upon its approval and adoption by the City Council.

**APPROVED AND ADOPTION THIS 6<sup>TH</sup> DAY OF JUNE 2022.**

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**HONORABLE W. C. SPAUDE  
MAYOR**

**ATTEST:**

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**CHRISTINA DIXON  
CITY CLERK**

**APPROVED AS TO FORM AND  
CORRECTNESS:**

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**FELIX ADAMS, ESQ.  
CITY ATTORNEY**

**RESOLUTION NUMBER 2022-02**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BUSHNELL, FLORIDA, RELATING TO THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION (FDEP) STATE REVOLVING FUND (SRF), ADOPTION OF THE WATER FACILITY PLAN FOR THE IMPLEMENTATION OF DRINKING WATER IMPROVEMENTS, EFFECTIVE THIS DATE**

**WHEREAS**, Florida Statutes provide for loans to local government agencies to finance the construction of water facilities; and Florida Administrative Code requires the formal authorization by City Council to formally adopt a facility plan outlining necessary water facility improvements to comply with State of Florida funding requirements;

**WHEREAS**, formal adoption of the proposed Facility Plan is required for the City of Bushnell to participate in the State Revolving Loan Fund Program;

**WHEREAS**, the City Council of the City of Bushnell, Florida agrees with the findings and summary of necessary improvements as outlined in the Facility Plan for the purpose of drinking water improvements;

**NOW THEREFORE BE IT RESOLVED**, the City Council of the City of Bushnell, Florida formally approves and adopts the City of Bushnell Facility Plan as written and presented to the City Council on this date;

**SECTION 1. FINDINGS**

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

The City of Bushnell, Florida is authorized to approve the proposed Facility Plan.

The City Manager is hereby designated as the authorized representative to provide the assurances and commitments that will be required by the Facility Plan.

The Mayor is hereby designated as the authorized representative to execute the Facility Plan which will become the foundation of all activities related to the wastewater facility improvements. The Mayor is authorized to represent the City in carrying out the City's responsibilities under the Facility Plan. The Mayor is authorized to delegate responsibility to appropriate City Staff to carry out technical, financial, and administrative activities associated with the Facility Plan.

The legal authority for adoption of this facility plan is pursuant to the City Charter, City Code of Ordinances, and the Laws of the State of Florida.

All Resolutions or part of Resolutions in conflict with any of the provisions of this Resolution are hereby repealed.

If any section or portion of a section of this Resolution proves to be invalid, unlawful, or unconstitutional, it shall not be held to invalidated or impair the validity, force, or effect or any other section or part of this Resolution.

Upon motion made by \_\_\_\_\_, and seconded by \_\_\_\_\_, this Resolution was passed and adopted by the City Council of the City of Bushnell, Florida. The vote upon this Resolution was as follows:

Mayor/Councilman W.C. Spaude

Vice Mayor/Councilwoman Karen Davis

Councilwoman Margaret A. Thies

Councilman Lance Lowery

Councilman Dale Swain

**SECTION 2. EFFECTIVE DATE**

This Resolution shall take effect upon its approval and adoption by the City Council.

**APPROVED AND ADOPTION THIS 6<sup>TH</sup> DAY OF JUNE 2022.**

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**HONORABLE W. C. SPAUDE  
MAYOR**

**ATTEST:**

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**CHRISTINA DIXON  
CITY CLERK**

**APPROVED AS TO FORM AND  
CORRECTNESS:**

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**FELIX ADAMS, ESQ.  
CITY ATTORNEY**

## **RESOLUTION NUMBER 2022-03**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BUSHNELL, FLORIDA, RELATING TO THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION (FDEP) STATE REVOLVING FUND (SRF), ADOPTION OF THE EMERGENCY WASTEWATER FACILITY PLAN FOR THE IMPLEMENTATION OF WASTEWATER EMERGENCY IMPROVEMENTS, EFFECTIVE THIS DATE**

**WHEREAS**, Florida Statutes provide for loans to local government agencies to finance the construction of wastewater facilities; and Florida Administrative Code requires the formal authorization by City Council to formally adopt a facility plan outlining necessary wastewater facility improvements to comply with State of Florida funding requirements;

**WHEREAS**, formal adoption of the proposed Facility Plan is required for the City of Bushnell to participate in the State Revolving Loan Fund Program;

**WHEREAS**, the City Council of the City of Bushnell, Florida agrees with the findings and summary of necessary improvements as outlined in the Facility Plan for the purpose of wastewater emergency repairs;

**NOW THEREFORE BE IT RESOLVED**, the City Council of the City of Bushnell, Florida formally approves and adopts the City of Bushnell Facility Plan as written and presented to the City Council on this date;

### **SECTION 1. FINDINGS**

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

The City of Bushnell, Florida is authorized to approve the proposed Facility Plan.

The City Manager is hereby designated as the authorized representative to provide the assurances and commitments that will be required by the Facility Plan.

The Mayor is hereby designated as the authorized representative to execute the Facility Plan which will become the foundation of all activities related to the wastewater facility improvements. The Mayor is authorized to represent the City in carrying out the City's responsibilities under the Facility Plan. The Mayor is authorized to delegate responsibility to appropriate City Staff to carry out technical, financial, and administrative activities associated with the Facility Plan.

The legal authority for adoption of this facility plan is pursuant to the City Charter, City Code of Ordinances, and the Laws of the State of Florida.

All Resolutions or part of Resolutions in conflict with any of the provisions of this Resolution are hereby repealed.

If any section or portion of a section of this Resolution proves to be invalid, unlawful, or unconstitutional, it shall not be held to invalidated or impair the validity, force, or effect or any other section or part of this Resolution.

Upon motion made by \_\_\_\_\_, and seconded by \_\_\_\_\_, this Resolution was passed and adopted by the City Council of the City of Bushnell, Florida. The vote upon this Resolution was as follows:

Mayor/Councilman W.C. Spaude

Vice Mayor/Councilwoman Karen Davis

Councilwoman Margaret A. Thies

Councilman Lance Lowery

Councilman Dale Swain

**SECTION 2. EFFECTIVE DATE**

This Resolution shall take effect upon its approval and adoption by the City Council.

**APPROVED AND ADOPTION THIS 6<sup>TH</sup> DAY OF JUNE 2022.**

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**HONORABLE W. C. SPAUDE  
MAYOR**

**ATTEST:**

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**CHRISTINA DIXON  
CITY CLERK**

**APPROVED AS TO FORM AND  
CORRECTNESS:**

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**FELIX ADAMS, ESQ.  
CITY ATTORNEY**



## **RESOLUTION 2022-04**

**“A RESOLUTION OF CITY OF BUSHNELL, FLORIDA, RELATING TO THE STATE REVOLVING FUND LOAN PROGRAM; MAKING FINDINGS; AUTHORIZING THE LOAN APPLICATION; AUTHORIZING THE LOAN AGREEMENT; ESTABLISHING PLEDGED REVENUES; DESIGNATING AUTHORIZED REPRESENTATIVES; PROVIDING ASSURANCES; PROVIDING FOR CONFLICTS, SEVERABILITY, AND EFFECTIVE DATE.”**

**WHEREAS**, Florida Statutes provide for loans to local government agencies to finance the pre-construction and construction of wastewater treatment facilities and improvements; and

**WHEREAS**, Florida Administrative Code rules require authorization to apply for loans, to establish pledged revenues, to designate an authorized representative; to 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. WW60045 as eligible for available funding; and

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

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BUSHNELL, FLORIDA, AS FOLLOWS:**

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

**SECTION II.** The City of Bushnell, Florida, is authorized to apply for a loan to finance the Project.

**SECTION III.** The revenues pledged for the repayment of the loan are wastewater utility fund revenues after payment of debt service on the City’s Series 2017 Water & Sewer Refunding Bond.

**SECTION IV.** The City Manager is hereby designated as the authorized representative to provide the assurances and commitments required by the loan application.

**SECTION V.** The Mayor is hereby designated as the authorized representative to execute the loan agreement which will become a binding obligation in accordance with its terms when signed by both parties. The Mayor is authorized to represent the City in carrying out the City’s responsibilities under the loan agreement. The Mayor is authorized to delegate responsibility to appropriate City staff to carry out technical, financial, and administrative activities associated with the loan agreement.

**SECTION VI.** The legal authority for borrowing moneys to construct this Project is 166.111, Florida Statutes.

**SECTION VII.** All resolutions or part of Resolutions in conflict with any of the provisions of this Resolution are hereby repealed.

**SECTION VIII.** If any section or portion of a section of this Resolution proves to be invalid, unlawful, or unconstitutional, it shall not be held to invalidate or impair the validity, force, or effect of any other section or part of this Resolution.

**SECTION IX.** This Resolution shall become effective immediately upon its passage and adoption.

Upon motion made by \_\_\_\_\_ and seconded by \_\_\_\_\_, this Resolution was passed and adopted by the City Council of the City of Bushnell, Florida. The vote upon this Resolution was as follows:

Mayor/Councilman W.C. Spaude

Vice Mayor/Councilwoman Karen Davis

Councilwoman Margaret A. Thies

Councilman Lance Lowery

Councilman Dale Swain

**APPROVED AND ADOPTION THIS \_\_\_\_ DAY OF JUNE 2022.**

\_\_\_\_\_  
**HONORABLE W. C. SPAUDE  
MAYOR**

**ATTEST:**

\_\_\_\_\_  
**CHRISTINA DIXON  
CITY CLERK**

**APPROVED AS TO FORM AND  
CORRECTNESS:**

\_\_\_\_\_  
**FELIX ADAMS, ESQ.  
CITY ATTORNEY**