

RESOLUTION NO. 2018-R-26

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, CALLING FOR A SPECIAL ELECTION TO BE HELD ON MAY 1, 2018 FOR THE PURPOSE OF SUBMITTING TO THE ELECTORATE OF THE CITY OF NORTH MIAMI QUESTIONS REGARDING WHETHER TO ISSUE GENERAL OBLIGATION BONDS IN AN AGGREGATE PRINCIPAL AMOUNT (WITHOUT REGARD TO ORIGINAL ISSUE DISCOUNT OR PREMIUM) NOT TO EXCEED ONE HUNDRED TWENTY-MILLION DOLLARS \$120,000,000 TO FINANCE THE ACQUISITION, CONSTRUCTION, RENOVATION AND IMPROVEMENT OF VARIOUS CAPITAL IMPROVEMENT PROJECTS; PROVIDING FOR CONFLICTS, SEVERABILITY, AND FOR AN EFFECTIVE DATE.

WHEREAS, on February 13, 2018, the City of North Miami, (“City”) adopted Ordinance No. 1421 calling for a bond referendum of the qualified electors of the City; and

WHEREAS, the Ordinance provided for an election date of April 24, 2018; and

WHEREAS, the Miami-Dade County Elections Department has advised that the date of April 24, 2018 is unavailable; and

WHEREAS, the Elections Department has informed the City that next available election date is May 1, 2018; and

WHEREAS, the Mayor and City Council are desirous of calling a special election on May 1, 2018 for the purpose of submitting to the electorate of the City of North Miami questions regarding whether to issue general obligation bonds to finance the acquisition, construction, renovation and improvement of various capital improvement projects.

NOW THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, THAT:

Section 1. Special Election. In accord with provisions of the Charter of the City of North Miami, Florida and the general laws of the State of Florida, a Special Election is called to be held in the City of North Miami, Florida, from 7:00 a.m. to 7:00 p.m. on May 1, 2018 for the purpose of submitting to the electorate the question as set forth in Section 6 below.

Section 2. Election Results. That the appropriate City and Miami- Dade County election officials shall conduct the Special Election with Miami- Dade county's certification of the results of the Special Election to be reviewed for acceptance by the City Council. The official returns for each precinct shall be furnished to the City Clerk of the City of North Miami as soon as the votes from all precincts have been tabulated and the result duly accepted by the appropriate Miami-Dade County Officials.

Section 3. Voting Precincts. The voting precincts in the City for the Special Election shall be established by the Miami- Dade County Election officials. All electors shall be allowed to vote at the polling places in the voting precincts in which the Official Registration Books show that electors reside. A list of the voting precincts and the polling places (subject to change by the Supervisor of Elections of Miami-Dade County, in accordance with the laws of Florida) is attached as Exhibit A.

Section 4. Voter Registration. Registration of persons desiring to vote in the special election shall be in accord with the general laws of the State of Florida governing voter registration. Qualified persons may register at voter registration centers and during such times as may be provided by the Supervisor of Elections of Miami-Dade County. All questions concerning voter registration should be directed to the Miami-Dade County Elections office, 111 Northwest 1st Street, Floor 19, Miami, Florida 33130; mailing address: P.O. Box 012241, Miami, Florida 33101; Telephone (305) 375-5553.

Section 5. Notice of Election. Notice of the bond referendum 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 is held, the date of first publication in said newspaper to be at least thirty (30) days before said bond referendum, in substantially the form attached hereto as Exhibit A and in the manner provided in Section 100.342, Florida Statutes. The City Manager is hereby authorized to make additional changes and insertions to such notice. The City Clerk is hereby authorized and directed to publish such notice.

Section 6. Official Ballot. The ballot for voting in the bond referendum shall be in substantially the following form:

**CITY OF NORTH MIAMI, FLORIDA
GENERAL OBLIGATION BONDS
PUBLIC FACILITIES IMPROVEMENTS**

Shall the City of North Miami, Florida issue bonds in one or more series not exceeding the aggregate principal amount of \$77,000,000, bearing interest rates not exceeding the maximum legal rate, maturing within thirty years from issuance, pledging the City's ad valorem tax revenues to finance the acquisition, renovation and improvement of various public and recreational facilities projects, governmental complex, parking garage, community centers, senior centers, a new sports complex and other park improvements?

Yes – For Bonds _____

No – Against Bonds _____

**CITY OF NORTH MIAMI, FLORIDA
GENERAL OBLIGATION BONDS
INFRASTRUCTURE IMPROVEMENTS**

Shall the City of North Miami, Florida issue bonds in one or more series not exceeding the aggregate principal amount of \$31,000,000, bearing interest rates not exceeding the maximum legal rate, maturing within thirty years from issuance, pledging the City's ad valorem tax revenues to finance various sustainability and infrastructure projects, including, sidewalks, street resurfacing, landscaping, lighting, green space, gatehouses, and drainage related improvements?

Yes – For Bonds _____

No – Against Bonds _____

**CITY OF NORTH MIAMI, FLORIDA
GENERAL OBLIGATION BONDS
TECHNOLOGY IMPROVEMENTS**

Shall the City of North Miami, Florida issue bonds in one or more series not exceeding the aggregate principal amount of \$2,000,000, bearing interest rates not exceeding the maximum legal rate, maturing within thirty years from issuance, pledging the City's ad valorem tax revenues to finance the renovation and improvement of various community policing and technology

projects for safety, including police equipment, servers, Wi-Fi, security cameras, and broadcasting and emergency operations?

Yes – For Bonds _____

No – Against Bonds _____

**CITY OF NORTH MIAMI, FLORIDA
GENERAL OBLIGATION BONDS
AFFORDABLE HOUSING IMPROVEMENTS**

Shall the City of North Miami, Florida issue bonds in one or more series not exceeding the aggregate principal amount of \$10,000,000, bearing interest rates not exceeding the maximum legal rate, maturing within thirty years from issuance, pledging the City's ad valorem tax revenues to finance various affordable housing projects, including, acquisition and construction of affordable housing, including both single family and multifamily projects?

Yes – For Bonds _____

No – Against Bonds _____

Section 7. Bond Referendum Results. Returns of the votes cast at the bond referendum shall be made as required by law. If a majority of the votes cast at the bond referendum shall be "Yes - For Bonds," the Bonds shall be approved, and then the Bonds for the improvements thereby affected (i.e. public facilities, affordable housing, technology and infrastructure) shall be approved, and then the Bonds may be issued pursuant to this Ordinance and as provided by an authorizing bond ordinance of the City Council, as the governing body of the City. If less than a majority of the votes cast at the bond referendum shall be "Yes - For Bonds," the Bonds for the improvements thereby affected shall be defeated, and no Bonds for such improvements shall be issued pursuant to this Ordinance.

Section 8. Languages. To the extent required by law, the official ballot and notice of bond referendum shall be published in the English, the Spanish and the Creole languages.

Section 9. Absentee Ballots. Absentee voters participating in the Special Election

shall be entitle to cast their ballot in accordance with the provisions of the laws of the State of Florida with respect to absentee voting.

Section 10. Election Expenses. The City of North Miami shall pay all expenses for conducting the Special Election.

Section 11. Effective Date. This resolution shall be effective immediately upon its passage.

PASSED AND ADOPTED by a 4-1 vote of the Mayor and City Council of the City of North Miami, Florida, this 27th day of February, 2018.

DR. SMITH JOSEPH
MAYOR

ATTEST:



MICHAEL A. ETIENNE, ESQ.
CITY CLERK

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:

for 

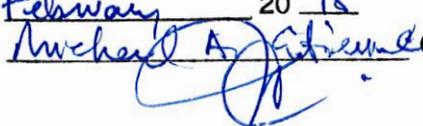
JEFF P. H. CAZEAU, ESQ.
CITY ATTORNEY

SPONSORED BY: CITY ADMINISTRATION

CERTIFICATION

I certify this to be a true and correct copy of the record in my office.

WITNESSETH my hand and official seal of the City of NORTH MIAMI Florida, this the 27th day of

February 20 18
 City Clerk

Moved by: Galvin

Seconded by: Joseph

Vote:

Mayor Smith Joseph, D.O., Pharm. D.
Vice Mayor Carol Keys, Esq.
Councilman Scott Galvin
Councilman Philippe Bien-Aime
Councilman Alix Desulme

X (Yes) _____ (No)
_____ (Yes) X (No)
X (Yes) _____ (No)
X (Yes) _____ (No)
X (Yes) _____ (No)

EXHIBIT A

**NOTICE OF BOND REFERENDUM
FOR GENERAL OBLIGATION BONDS
TO BE HELD ON TUESDAY, MAY 1, 2018**

CITY OF NORTH MIAMI, FLORIDA

To be held on Tuesday, May 1, 2018, as provided by Ordinance No. 1421 of the City of North Miami, Florida enacted on February 13, 2018.

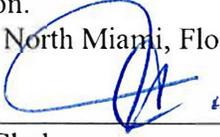
Notice is hereby given that a bond referendum will be held in the City of North Miami, Florida on Tuesday, May 1, 2018. The bond referendum will be held to determine whether there shall be issued General Obligation Bonds (the "Bonds") of the City, in an aggregate principal amount (without regard to original issue discount or premium) not exceeding one hundred twenty million dollars \$120,000,000. The Bonds shall be general obligations of the City and shall be secured by the full faith, credit, and unlimited 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. The monies received and interest earned from the issuance of the Bonds will be used to finance Public Facilities Improvements, Affordable Housing Improvements, Technology Improvements and Infrastructure Improvements (as further specified in the Ordinance). [Insert further descriptions of project]. From time to time, the City may include additional specifics concerning the Public Facilities Improvements, the Affordable Housing Improvements, the Technology Improvements, and the Infrastructure Improvements, and so for any for additional information regarding specific projects, please contact the Office of the City Clerk of North Miami at 305-895-9817.

The issuance of such Bonds and the holding of such bond referendum have been authorized by Ordinance No. 1421 of the City Council of the City enacted on February 13, 2018.

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

The City of North Miami 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 of North Miami voting thereon.

By order of the Mayor and City Council of the City of North Miami, Florida.



City Clerk
City of North Miami, Florida