

SUNRISE, FLORIDA

CITY CLERK  
CITY OF SUNRISE

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ORDINANCE NO. 373-A-01-A

AN ORDINANCE OF THE CITY OF SUNRISE, FLORIDA, AMENDING AND RESTATING CITY OF SUNRISE ORDINANCE NO. 373-A-99-A (1999); AMENDING PROVISIONS RELATING TO BONDS; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AND AN EFFECTIVE DATE.

BE IT ENACTED BY THE CITY COMMISSION OF THE CITY OF SUNRISE, FLORIDA, THAT:

SECTION 1: Authority for this Ordinance. This Ordinance is enacted pursuant to (a) Chapter 166, Florida Statutes, (b) the City Charter of the City of Sunrise, (c) Ordinance No. 373 (1988) of the City of Sunrise, Florida, as amended and restated by Ordinance No. 373-A (1991) of the City of Sunrise, Florida, including in particular Section 8(a) thereof, and (d) other applicable provisions of law.

SECTION 2: Amendment and Restatement. Section 7(i) of Ordinance No. 373 (1988) of the City of Sunrise, Florida, as amended and restated by Ordinance 373-A (1991) of the City of Sunrise, Florida, codified in Sections 13-146 through 13-155 of Division 2 of Article IV of the City Code of the City of Sunrise, and being the Charter of Special Tax District No. 1 of the City of Sunrise, Florida, which section was previously amended by Ordinance 373-A-99-A (1999) is hereby further amended and restated as follows:

(i) An issue of bonds which has been authorized by ordinance and, if required hereby, approved by the electors, may thereafter be issued and sold in one or more series from time to time by resolution, but no series of such bonds shall be initially issued more than fifteen (15) ~~twelve (12)~~ years after the date the ordinance authorizing the same became effective, provided that this fifteen (15) ~~twelve (12)~~ year limit shall not apply to rollovers of bonds of any series which are issued in the form of commercial paper (as permitted by (o), below) if the initial issue of the bonds of such series was within the fifteen (15) ~~twelve (12)~~ year period. Provided, further, that if bond anticipation notes are

issued during such fifteen (15) ~~twelve (12)~~ year period which mature after the expiration of such fifteen (15) ~~twelve (12)~~ year period, bonds to retire those notes may be issued at or prior to the maturity of such notes. Within such fifteen (15) ~~twelve (12)~~ year period, the issuance of bonds in an amount less than the full amount authorized shall not be deemed to terminate the authority to issue bonds up to the full amount authorized, unless the District, by resolution, expressly terminates the authorization for the unissued amount. The terms and details of the bonds of each series shall, within the limitations set forth herein and in the authorizing ordinance, be established by resolution or resolutions supplemental to the authorizing ordinance and bonds of each series shall be sold pursuant to a resolution supplemental to such ordinance which may be, but need not be, the same resolution as that establishing the terms and details of the bonds.

SECTION 3: Compliance with Open Meeting Law. It is found and determined that all formal actions of the City Commission concerning and relating to the enactment of this Ordinance were taken in open meetings of the City Commission and that all deliberations of the City Commission and any of its committees that resulted in those formal actions were in meetings open to the public, in compliance with all legal requirements, including Section 286.011, Florida Statutes and the City Charter.


SECTION 4: Severability. In the case any section or provision of this Ordinance is held to be illegal or invalid for any reason, or is inoperable at any time, that illegality, invalidity or inoperability shall not affect the remainder thereof or any other section or provision of this Ordinance, all of which shall be construed and enforced at the time as if the illegal, invalid or inoperable portion were not contained therein. Any illegality, invalidity or inoperability shall not affect any legal, valid and operable section or provision, all of which shall be deemed to be effective and operative to the full extent permitted by law from time to time.

SECTION 5: Conflicts. All ordinances and resolutions or parts thereof in conflict herewith are to the extent of such conflict superseded and repealed.

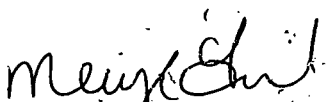
SECTION 6: Effective Date. This ordinance shall be effective immediately upon its passage and enactment on second reading.

PASSED AND ADOPTED upon this first reading this 12th DAY OF JUNE, 2001.

PASSED AND ADOPTED upon this second reading this 24th DAY OF JULY, 2001.

  
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Mayor Steven B. Feren

Authentication:

  
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Asst. Felicia M. Bravo  
City Clerk

FIRST READING

MOTION: HARLEM  
SECOND: SCUOTTO


ALU: YEA  
HARLEM: YEA  
ROSEN: YEA  
SCUOTTO: YEA  
FEREN: YEA

SECOND READING

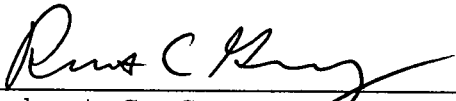
MOTION: HARLEM  
SECOND: SCUOTTO

ALU: YEA  
HARLEM: YEA  
ROSEN: YEA  
SCUOTTO: YEA  
FEREN: YEA

Approved by the City Attorney  
As to Form and Legal Sufficiency.

  
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Jeffrey D. Olson

Approved by Bond Counsel as  
to Form and Legal Sufficiency



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Robert C. Gang  
Greenberg Traurig, P.A.  
Bond Counsel