

SUNRISE, FLORIDA

CITY CLERK
CITY OF SUNRISE

ORDINANCE NO. 373-A-99-A (1999)

99 JAN -5 PM 4:35

AN ORDINANCE OF THE CITY OF SUNRISE, FLORIDA, AMENDING AND RESTATING SECTION 7(i) OF CITY OF SUNRISE ORDINANCE NO. 373 (1988), AS AMENDED AND RESTATED BY CITY OF SUNRISE ORDINANCE NO. 373-A (1991), ENTITLED "AN ORDINANCE OF THE CITY OF SUNRISE, FLORIDA, AMENDING AND RESTATING CITY OF SUNRISE ORDINANCE NO. 373 ENTITLED 'AN ORDINANCE OF THE CITY OF SUNRISE, FLORIDA, CREATING SPECIAL TAX DISTRICT NO. 1 OF THE CITY OF SUNRISE, FLORIDA; ESTABLISHING ITS TERRITORIAL LIMITS PROVIDING FOR ITS GOVERNMENT AND CERTAIN PROCEDURES FOR ITS OPERATION; STATING ITS PURPOSES; DEFINING CERTAIN TERMS; SETTING FORTH ITS GENERAL POWERS; EMPOWERING IT TO ISSUE TAX BONDS AND TO LEVY AD VALOREM TAXES ON TAXABLE PROPERTY LOCATED WITHIN ITS TERRITORIAL LIMITS TO PAY DEBT SERVICE ON SAID BONDS; AND PROVIDING FOR LIBERAL CONSTRUCTION, CONFLICTS, SEVERABILITY AND AN EFFECTIVE DATE', AS CODIFIED IN SECTIONS 13-146 THROUGH 13-155, BOTH INCLUSIVE, OF THE CITY CODE; PROVIDING FOR MODIFICATIONS MADE DESIRABLE BY AMENDMENTS TO THE CITY CHARTER AND BY THE ENACTMENT OF THE UNIFORM SPECIAL DISTRICT ACCOUNTABILITY ACT OF 1989 AS CODIFIED IN CHAPTER 189, FLORIDA STATUTES; AMENDING PROVISIONS RELATING TO BONDS AND RELATING TO CREDIT FACILITIES; PROVIDING FOR CONFLICTS, SEVERABILITY AND AN EFFECTIVE DATE" AMENDING PROVISIONS RELATING TO BONDS; PROVIDING FOR CONFLICTS, SEVERABILITY 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.

C98648
Ordinance No. 373-A-99-A

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, is hereby 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 twelve (12) ~~six (6)~~ years after the date the ordinance authorizing the same became effective, provided that this twelve (12) ~~six (6)~~ 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 twelve (12) ~~six (6)~~ year period. Provided, further, that if bond anticipation notes are issued during such twelve (12) ~~six (6)~~ year period which mature after the expiration of such twelve (12) ~~six (6)~~ year period, bonds to retire those notes may be issued at or prior to the maturity of such notes. Within such twelve (12) ~~six (6)~~ 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.

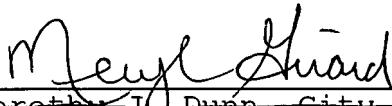
PASSED ON FIRST READING ON THE 8th DAY OF DECEMBER, 1998.

PASSED AND ENACTED ON SECOND READING ON THE 4th DAY OF JANUARY, 1999.



Steven B. Feren, Mayor

Authentication:



~~Dorothy J. Dunn, City Clerk~~

Meryl Girard
Assistant City Clerk

FIRST READING

MOTION: SCUOTTO

SECOND: HARLEM

HARLEM: YEA

KLAUBER: YEA

SCUOTTO: YEA

WISHNER: YEA

FEREN: YEA

SECOND READING

MOTION: HARLEM

SECOND: SCUOTTO

HARLEM: YEA

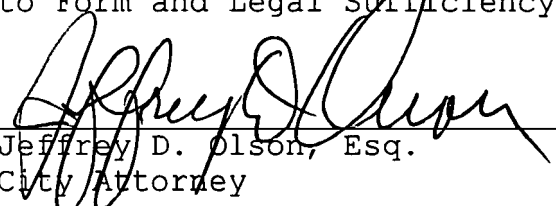
KLAUBER: YEA

SCUOTTO: YEA

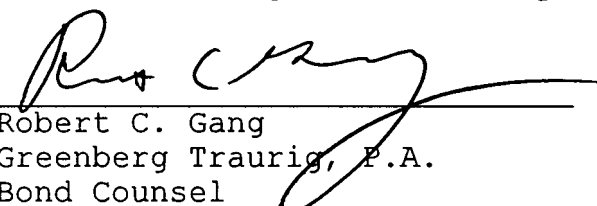
WISHNER: ABSENT

FEREN: YEA

Approved by City Attorney as
to Form and Legal Sufficiency


Jeffrey D. Olson, Esq.
City Attorney

Approved by Bond Counsel as
to Form and Legal Sufficiency


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

NOTICE OF PUBLIC HEARINGS

The following ordinances/applications will be presented to the City Commission, City of Sunrise, 10770 W. Oakland Park Blvd, Sunrise, Florida, on: Monday, January 4, 1999 at 5:30 PM in the Commission Chambers.

These ordinances/applications are on file in the Office of the City Clerk and may be reviewed Monday through Friday, 9:00 AM to 5:00 PM.

C98654

AN ORDINANCE OF THE CITY OF SUNRISE, FLORIDA, AMENDING FISCAL YEAR 1998/99 BUDGET ORDINANCE NO. 853-X, AS AMENDED, TO AMEND THE PUBLIC FACILITIES DEBT SERVICE FUND (203); PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CITY CODE AND PROVIDING AN EFFECTIVE DATE.

C98648

AN ORDINANCE OF THE CITY OF SUNRISE, FLORIDA, AMENDING AND RESTATING SECTION 7(I) OF CITY OF SUNRISE ORDINANCE NO. 373 (1988), AS AMENDED AND RESTATED BY CITY OF SUNRISE ORDINANCE NO. 373-A (1991), ENTITLED "AN ORDINANCE OF THE CITY OF SUNRISE, FLORIDA, AMENDING AND RESTATING CITY OF SUNRISE ORDINANCE NO. 373 ENTITLED "AN ORDINANCE OF THE CITY OF SUNRISE, FLORIDA, CREATING SPECIAL TAX DISTRICT NO. 1 OF THE CITY OF SUNRISE, FLORIDA; ESTABLISHING ITS TERRITORIAL LIMITS PROVIDING FOR ITS GOVERNMENT AND CERTAIN PROCEDURES FOR ITS OPERATION; STATING ITS PURPOSES; DEFINING CERTAIN TERMS; SETTING FORTH ITS GENERAL POWERS; EMPOWERING IT TO ISSUE TAX BONDS AND TO LEVY AD VALOREM TAXES ON TAXABLE PROPERTY LOCATED WITHIN ITS TERRITORIAL LIMITS TO PAY DEBT SERVICE ON SAID BONDS; AND PROVIDING FOR LIBERAL CONSTRUCTION, CONFLICTS, SEVERABILITY AND AN EFFECTIVE DATE" AS CODIFIED IN SECTIONS 13-146 THROUGH 13-155, BOTH INCLUSIVE OF THE CITY CODE; PROVIDING FOR MODIFICATIONS MADE DESIRABLE BY AMENDMENTS TO THE CITY CHARTER AND BY THE ENACTMENT OF THE UNIFORM SPECIAL DISTRICT ACCOUNTABILITY ACT OF 1989 AS CODIFIED IN CHAPTER 189, FLORIDA STATUTES; AMENDING PROVISIONS RELATING TO BONDS AND RELATING TO CREDIT FACILITIES; PROVIDING FOR CONFLICTS, SEVERABILITY AND AN EFFECTIVE DATE" AMENDING PROVISIONS RELATING TO BONDS; PROVIDING FOR CONFLICTS; SEVERABILITY AND AN EFFECTIVE DATE.

C98649

AN ORDINANCE SUPPLEMENTING ORDINANCE NO. 794-X AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$38,500,000 IN AGGREGATE PRINCIPAL AMOUNT OF THE CITY'S PUBLIC FACILITIES REVENUE BONDS, SERIES 1999, TO BE ISSUED TO FINANCE THE SERIES 1999 PROJECT DESCRIBED HEREIN; PROVIDING THAT SUCH SERIES 1999 BONDS SHALL BE ISSUED AS PARITY BONDS PURSUANT TO THE PROVISIONS OF ORDINANCE NO. 794-X; PROVIDING FOR THE SERIES 1999 BONDS TO BE ISSUED UNDER A SERIES 1999 INDENTURE; PROVIDING FOR THE DEBT SERVICE ON SUCH SERIES 1999 BONDS AND OTHER BOND SERVICE CHARGES TO BE PAID FROM AND SECURED BY A PLEDGE OF PUBLIC SERVICE TAX REVENUES AND OTHER PLEDGED REVENUES (AS DEFINED HEREIN); PROVIDING THAT SUBJECT TO THE LIMITATIONS HEREIN CONTAINED THE TERMS OF SUCH SERIES 1999 BONDS SHALL BE ESTABLISHED AND THE SERIES 1999 BONDS SHALL BE SOLD BY SUPPLEMENTAL RESOLUTION; MAKING CERTAIN OTHER PROVISIONS IN CONNECTION THEREWITH; AND PROVIDING SEVERABILITY, CONFLICTS AND EFFECTIVE DATE.

C98657

AN ORDINANCE OF THE CITY OF SUNRISE, FLORIDA, AMENDING FISCAL YEAR 1997/98 BUDGET ORDINANCE NO. 843-X, AS AMENDED, TO AMEND THE SUNRISE LAKES PHASE I SPECIAL RECREATION DISTRICT DEBT SERVICE FUND (208), THE GENERAL FUND (001) AND THE CAPITAL IMPROVEMENT FUND (325); PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

C98618

GRANTING A SPECIAL EXCEPTION TO ALL SPORTS CHILDCARE LOCATED AT 4213 NW 88 AVENUE.

C98619

GRANTING A SPECIAL EXCEPTION TO LONGSTAR TEXACO LOCATED ON THE NORTHWEST CORNER OF NW 138th AVENUE AND NW 2nd STREET.

C98620

GRANTING A SPECIAL EXCEPTION TO EXXON GAS STATION LOCATED ON THE SOUTHWEST CORNER OF COMMERCIAL BOULEVARD AND HIATUS ROAD.

The following ordinances will be presented to the Board of Supervisors of Special Tax District No. 1 of the City of Sunrise, 10770 W. Oakland Park Blvd, Sunrise, Florida, on: Monday, January 4, 1999 at 8:45 PM (or immediately following City Commission Meeting) in the Commission Chambers.

These ordinances are on file in the Office of the City Clerk and may be reviewed Monday through Friday, 9:00 AM to 5:00 PM.

C98653

AN ORDINANCE OF THE BOARD OF SUPERVISORS OF SPECIAL TAX DISTRICT NO. 1 OF THE CITY OF SUNRISE, FLORIDA, AMENDING BUDGET ORDINANCE NO. 98-2, TO AMEND THE DEBT SERVICE FUND (209); PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

C98647

AN ORDINANCE OF SPECIAL TAX DISTRICT NO. 1 OF THE CITY OF SUNRISE, FLORIDA, AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$35,000,000 IN AGGREGATE PRINCIPAL OF THE DISTRICT'S AD VALOREM TAX REFUNDING BONDS, SERIES 1999, OF SAID DISTRICT TO REFUND AND RETIRE THE DISTRICT'S \$28,685,000 PRINCIPAL AMOUNT OF AD VALOREM TAX REFUNDING BONDS, SERIES 1991, AND TO FINANCE THE SERIES 1999 PROJECT; PROVIDING FOR THE SERIES 1999 BONDS TO BE ISSUED UNDER A SERIES 1999 INDENTURE; PROVIDING FOR THE DEBT SERVICE ON SUCH SERIES 1999 BONDS TO PAID FROM AND SECURED BY A PLEDGE OF VALOREM TAXES; PROVIDING THAT SUBJECT TO THE LIMITATIONS HEREIN CONTAINED THE TERMS OF SUCH SERIES 1999 BONDS SHALL BE ESTABLISHED AND THE SERIES 1999 BONDS SHALL BE SOLD BY SUPPLEMENTAL RESOLUTION; MAKING CERTAIN OTHER PROVISIONS IN CONNECTION THEREWITH; AND PROVIDING SEVERABILITY, CONFLICTS AND EFFECTIVE DATE.

If a person decides to appeal any decision made by the board, agency, or commission with respect to any matter considered at such meeting or hearing, he will need a record of the proceedings, and that, for such purpose, he may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. F.S.S. 286.0105.

ANY PERSON WHO BELIEVES HE OR SHE HAS A DISABILITY REQUIRING THE USE OF AUXILIARY AIDS AND SERVICES AT THIS MEETING MAY CALL THE ADMINISTRATIVE AIDE AT 954-748-3255 AT LEAST 48 HOURS PRIOR TO THE MEETING TO ADVISE OF HIS/HER SPECIAL REQUIREMENTS.

Policy of non-discrimination on the basis of handicapped status; equal opportunity employer.

December 25, 1998