

COMMISSION MEETING

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Mayor Woods announced that if anyone in attendance wishes to speak regarding a motion he asked for them to stand or raise their hand and he will acknowledge them for their comment.

Mayor Woods called the meeting to order. Present were Commissioner Tommy Chastain, Commissioner Carolyn B. Spooner, Commissioner Danny Nugent, City Clerk Ricky Thompson, Police Chief Jeff Johnson, City Attorney Dan Sikes, City Manager Tom Ernharth, Police Captain Barry Warren, and Fire Chief Tom Rowe. Commissioner Wilbur Waters was not in attendance.

Commissioner Chastain gave the invocation and led the pledge of allegiance to the flag.

Clerk Thompson requested permission to add the following to the agenda. Under the Fire Chief Item 10; Request for the Bradford High School Cheerleaders to ride on the fire truck on October 16th for the Homecoming Parade.

Mayor Woods entertained a motion to adopt the minutes from Commission Workshop September 8, 2015 DOT Railroad Overpass. Commissioner Chastain made the motion, second by Commissioner Nugent; passed 4-0.

Mayor Woods stated for the record Commissioner Waters was absent.

Mayor Woods entertained a motion to adopt the minutes from Commission Workshop August 25 regarding the 2015 – 2016 Budget. Commissioner Spooner made the motion, second by Commissioner Chastain; passed 4-0.

Mayor Woods entertained a motion to adopt the minutes from the Special Meeting held August 25 regarding the selection of the Health Insurance Provider. Commissioner Nugent made the motion, second by Commissioner Spooner; passed 4-0.

Mayor Woods entertained a motion to adopt the minutes from the 2015 – 2016 Final Budget Hearing, September 22.

Commissioner Spooner made the motion, second by Commissioner Chastain; passed 4-0.

Mayor Woods entertained a motion to adopt the minutes from the Commission Meeting September 22.

Commissioner Chastain made the motion, second by Commissioner Nugent; Commissioner Spooner suggested a few corrections; Passed 4-0.

Mr. Ernharth presented Ordinance 2016-0725 for acceptance of first reading, he read by title.

ORDINANCE NO. 2016-0725

AN ORDINANCE OF THE CITY OF STARKE, FLORIDA, AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF STARKE LAND DEVELOPMENT CODE, AS AMENDED; RELATING TO THE REZONING OF LESS THAN TEN CONTIGUOUS ACRES OF LAND, PURSUANT TO AN APPLICATION, Z 15-03, BY THE PROPERTY OWNER OF SAID ACREAGE; PROVIDING FOR REZONING FROM SINGLE FAMILY, MEDIUM DENSITY (R-1C) TO SINGLE FAMILY/MOBILE HOME MEDIUM DENSITY (R-1D) OF CERTAIN LANDS WITHIN THE CORPORATE LIMITS OF THE CITY OF STARKE, FLORIDA; REPEALING ALL ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE

Mayor Woods entertained a motion to accept the first reading. Motion was made by Commissioner Spooner, second by Commissioner Chastain; passed 4-0.

Mr. Scott Koons, Executive Director North Central Florida Regional Planning Council (NCFRPC); presented proposed amendments to the interlocal agreement due to boundary changes made in the legislature including Levy and Marion Counties into the NCFRPC. To include these counties amendments will need to be made to the current interlocal agreement.

He provided a power point presentation which explained the mission of the council is to improve the quality of life for its citizens throughout the region through four principal activities; coordinating growth management, promoting economic development, protecting regional resources and providing technical services to local governments.

With the changes NCFRPC is now comprised of thirteen counties, forty-five municipalities and thirteen member municipalities, which Starke is one of those. It is the largest geographic region in the state and covers some 10,000 square miles with a population of 900,000 people in the thirteen counties.

Under State law Counties are required to be members and Cities can choose to be voluntary members. NCFRPC is made up of two-thirds local elected officials and one-third governmental appointed. The representative for the City of Starke is Commissioner Spooner. Under State law Counties are required to be members and Cities can choose to be voluntary members.

Mayor Woods entertained a motion to adopt the amendment to the interlocal agreement.

Commissioner Spooner made the motion, second by Commissioner Nugent; passed 4-0.

Mayor Woods ask Attorney Sikes to read Resolution 2015-15 for the refunding of the Utility Bond. Attorney Sikes read by title.

RESOLUTION NO. 2015-15

A RESOLUTION SUPPLEMENTING RESOLUTION NO. 94-06 OF THE CITY COMMISSION OF THE CITY OF STARKE, FLORIDA, AUTHORIZING A LOAN FROM CAPITAL CITY BANK IN AN AGGREGATE PRINCIPAL AMOUNT NOT EXCEEDING \$2,600,000 IN ORDER TO ISSUE ITS UTILITY REFUNDING REVENUE BOND TO FINANCE THE COSTS OF REFUNDING CERTAIN OUTSTANDING OBLIGATIONS OF THE CITY AS DESCRIBED HEREIN; AUTHORIZING A NEGOTIATED SALE OF THE BOND TO CAPITAL CITY BANK; DESIGNATING THE BOND AS A BANK QUALIFIED TAX-EXEMPT OBLIGATION WITHIN THE MEANING OF THE INTERNAL REVENUE CODE; APPOINTING THE PAYING AGENT; APPOINTING AN ESCROW HOLDER; AUTHORIZING THE EXECUTION AND DELIVERY OF AN ESCROW DEPOSIT AGREEMENT BETWEEN THE CITY AND THE ESCROW HOLDER; MAKING CERTAIN OTHER COVENANTS AND AGREEMENTS IN CONNECTION THEREWITH; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF STARKE, FLORIDA, as follows:

SECTION 1. DEFINITIONS. The terms used in this resolution shall have the respective meanings assigned to them in the Original Instrument and in this Section, unless the text hereof clearly otherwise requires:

"Bond Counsel" shall mean Bryant Miller Olive P.A.

"Escrow Deposit Agreement" shall mean the Escrow Deposit Agreement substantially in the form attached hereto as Exhibit A.

"Escrow Holder" shall mean U.S. Bank National Association, Jacksonville, Florida, as Escrow Holder under the Escrow Deposit Agreement.

"Issuer" shall mean the City of Starke, Florida.

"Lender" shall mean Capital City Bank.

"Original Instrument" shall mean Resolution No. 94-06 adopted by the Governing Body on May 25, 1994, as amended and supplemented.

"Series 2003 Bonds" shall mean the Issuer's Utilities Revenue and Refunding Bonds, Series 2003.

"Series 2004 Bonds" shall mean the Issuer's Utilities Revenue and Refunding Bonds, Series 2004.

"Series 2015 Bond" shall mean the Issuer's Utility Refunding Revenue Bond, Series 2015 authorized pursuant to Section 5 hereto.

SECTION 2. AUTHORITY FOR THIS RESOLUTION. This resolution is adopted pursuant to the provisions of the Act and other applicable provisions of law.

SECTION 3. FINDINGS. It is hereby found and determined that:

- A. On May 25, 1994, the Governing Body duly adopted the Original Instrument.
- B. Pursuant to the Original Instrument as supplemented by Resolution 03-05 duly adopted on June 17, 2003, the Governing Body authorized the issuance of the Series 2003 Bonds.
- C. Pursuant to the Original Instrument as supplemented by Resolution 04-02 duly adopted on May 18, 2004, the Governing Body authorized the issuance of the Series 2004 Bonds.
- D. The Original Instrument provides for the issuance of Additional Bonds in order to, among other things, refund Outstanding Bonds, including the Series 2003 Bonds and the Series 2004 Bonds, upon meeting the requirements set forth therein.
- E. In order to achieve debt service savings it is the desire of the Governing Body to refund all of the outstanding Series 2003 Bonds and all of the outstanding Series 2004 Bonds (together, the "Refunded Bonds") through the issuance of one or more series of Additional Bonds in accordance with the terms hereof and of the Original Instrument.
- F. The Issuer determined that it is necessary and desirable to borrow funds to refund the Refunded Bonds and received proposals from a number of financial institutions in response to the Issuer's request for proposals dated August 20 2015.

G. The Governing Body hereby determines, based on recommendations from Dunlap & Associates, Inc., the Issuer's financial advisor, and Issuer staff, that the proposal from Capital City Bank (the "Bank") contains the terms and provisions that are most favorable to the Issuer.

H. In order to provide for funds which shall be sufficient to pay in full the principal of, redemption premium, if any, and interest on the Refunded Bonds selected for redemption on November 12, 2015, the Issuer deems it desirable and in its best interests to issue its City of Starke Utility Refunding Revenue Bond, Series 2015 as herein and in the Original Instrument provided.

I. The Series 2015 Bond shall be secured by the Pledged Revenues as defined in the Original Instrument and all other covenants, pledges and conditions in the Original Instrument shall be applicable to the Series 2015 Bond herein authorized on a parity with the Issuer's outstanding 2007 Electric Upgrade Loan.

J. The principal of and interest on the Series 2015 Bond and all required sinking fund, and other payments shall be limited obligations of the Issuer, payable solely from the Pledged Funds as provided herein and in the Original Instrument. The Series 2015 Bond shall not constitute a general obligation or a pledge of the faith, credit or taxing power of the Issuer, the State, or any political subdivision or agency thereof, within the meaning of any constitutional or statutory provisions. Neither the State of Florida, nor any political subdivision or agency thereof, nor the Issuer shall be obligated (i) to exercise its ad valorem taxing power in any form on any real or personal property of or in the Issuer to pay the principal of the Series 2015 Bond, the interest thereon, or other costs incidental thereto, or (ii) to pay the same from any other funds of the Issuer except from the Pledged Funds, in the manner provided herein and in the Original Instrument.

K. The Issuer is current in all its deposits in the various funds and accounts under the Original Instrument and all payments theretofore required to have been deposited or made by it under the Original Instrument, and has complied with the covenants and agreements of the Original Instrument.

L. Because of the characteristics of the security pledged to repay the Loan, and prevailing conditions in the financial markets, it is in the best interest of the Issuer to accept the offer of the Bank and sell the Series 2015 Bond at a negotiated sale. Prior to the issuance of the Bond, the Issuer shall receive from the Bank a Lender's Certificate, the form of which is attached hereto as Exhibit "A" and a Disclosure Letter containing the information required by Section 218.385, Florida Statutes, the form of which is attached hereto as Exhibit "B"; and

M. In order to carry out the refunding described in the Original Instrument, it is necessary and appropriate that the Issuer authorize the execution and delivery of the Escrow Deposit Agreement between the Issuer and the Escrow Holder named therein.

SECTION 4. SPECIFICATIONS. The Series 2015 Bond shall be dated October 8, 2015, shall be in a single denomination, and shall bear interest at such rate, mature on such date, have such Amortization Installments, be redeemable prior to maturity upon such terms and conditions and have such other terms as are set forth in the Series 2015 Bond.

SECTION 5. APPROVAL OF ISSUANCE OF THE SERIES 2015 BOND. The issuance of the Series 2015 Bond is hereby authorized. There is hereby authorized to be issued the “City of Starke, Florida Utility Refunding Revenue Bond, Series 2015,” in an aggregate principal amount of not to exceed TWO MILLION SIX HUNDRED THOUSAND DOLLARS (\$2,600,000), which shall secure amounts outstanding hereunder, and will be repaid on July 1, 2019 unless earlier prepaid as provided herein and in the Series 2015 Bond. The Series 2015 Bond shall bear interest at a fixed interest rate of 1.44% per annum, calculated on a 30/360 day basis, and shall be dated the date of delivery. Interest shall be payable semiannually commencing January 1, 2016 and on each January 1 and July 1 thereafter until the Series 2015 Bond is paid in full. Principal on the Series 2015 Bond will be payable annually commencing on July 1, 2016 and on each July 1 thereafter and shall mature on July 1, 2019. Debt service on the Series 2015 Bond shall be due and paid as set forth on Schedule I attached to the Series 2015 Bond. The Series 2015 Bond upon five days’ written notice to the Bank, may be prepaid by the Issuer, in whole or in part, at any time without a prepayment premium or penalty. The present value of aggregate debt service savings of the Refunded Bonds created by the refunding shall equal or exceed 3.00%.

The Series 2015 Bond shall be substantially in the form attached to the Original Instrument, with such non-material changes as shall be approved by the Mayor-Commissioner, such approval to be conclusively evidenced by the execution thereof by the Mayor-Commissioner. The Series 2015 Bond shall be executed on behalf of the Issuer with the manual signature of the Mayor-Commissioner and attested to by the City Clerk and the official seal of the Issuer. In case any one or more of the officers who shall have signed or sealed the Series 2015 Bond shall cease to be such officer of the Issuer before the Series 2015 Bond so signed and sealed has been actually sold and delivered, such Series 2015 Bond may nevertheless be sold and delivered as herein provided and may be issued as if the person who signed or sealed such Series 2015 Bond had not ceased to hold such office. The Series 2015 Bond may be signed and sealed on behalf of the Issuer by such person who at the actual time of the execution of such Series 2015 Bond shall hold the proper office of the Issuer, although, at the date of such Series 2015 Bond, such person may not have held such office or may not have been so authorized. All covenants contained in the Original Instrument with respect to the Bonds shall be applicable to the Series 2015 Bond.

SECTION 6. ADJUSTMENT OF INTEREST RATE IN THE EVENT OF DETERMINATION OF TAXABILITY. In the event a Determination of Taxability (as defined below) due to the actions or inactions of the Issuer shall have occurred, the interest rate on the Series 2015 Bond shall be increased to the Taxable Rate, effective retroactively to the date on which the interest payable on the Series 2015 Bond is includable for federal income tax purposes in the gross income of the Holder thereof. In addition, the Holder of the Series 2015 Bond or any former Holders of the Series 2015 Bond, as appropriate, shall be paid an amount equal to any additions to tax, interest and penalties, and any arrears in interest that are required to be paid to the United States of America by the Holder or former Holders of the Series 2015 Bond as a result of such Determination of Taxability.

“Determination of Taxability” shall mean, with respect to the Series 2015 Bond, (i) the issuance by the Internal Revenue Service of a statutory notice of deficiency or other written notification which holds in effect that the interest payable on the Series 2015 Bond is includable for federal income tax purposes in the gross income of the Holder thereof, which notice or notification is not successfully contested by either the Issuer or any Holder of the Series 2015 Bond, or (ii) a determination by a court of competent jurisdiction that the interest payable on the Series 2015 Bond is includable for federal income tax purposes in the gross income of the Holder thereof, which determination either is final and non-appealable or is not appealed within the requisite time period for appeal, or (iii) the Series 2015 Bond is determined not to be a “qualified tax-exempt obligation” within the meaning of Section 265(b)(3) of the Code (as hereinafter defined), or (iv) the admission in writing by the Issuer to the effect that interest on the Series 2015 Bond is includable for federal income tax purposes in the gross income of the Holder thereof.

"Taxable Rate" shall mean a rate equal to 2.22% upon and following a Determination of Taxability.

SECTION 7. APPOINTMENT OF REGISTRAR AND PAYING AGENT. The City Clerk is hereby designated as the Registrar and Paying Agent for the Series 2015 Bond.

SECTION 8. APPLICATION OF SERIES 2015 BOND PROCEEDS. The proceeds derived from the sale of the Series 2015 Bond shall be applied as follows:

A. A sum, which, together with other legally available moneys of the Issuer, shall be sufficient to pay the principal of, interest and redemption premium, if any, on the Refunded Bonds on November 12, 2015, shall be deposited in the escrow fund as provided in the Escrow Deposit Agreement, in trust for the sole benefit of the Holders of the Refunded Bonds.

B. A sum equal to the costs and expenses associated with the issuance of the Series 2015 Bond and the refunding of the Refunded Bonds shall be transferred to the Issuer and shall be used by the Issuer to pay the costs of issuance of the Series 2015 Bond.

SECTION 9. TRANSFER OF CERTAIN MONEYS. The Refunded Bonds will be refunded from proceeds of the Series 2015 Bond and from other legally available funds of the Issuer. Moneys on deposit in certain of the funds and accounts established for the Refunded Bonds pursuant to the Original Instrument shall be transferred as follows:

A. Excess moneys in the Sinking Fund with the respect to the Refunded Bonds on the date of delivery of the Series 2015 Bond not required by the terms of the Original Instrument to be on deposit therein shall be transferred to and be deposited in the escrow fund as provided in the Escrow Deposit Agreement in trust for the sole benefit of the holders of the Refunded Bonds..

B. Excess moneys in the Reserve Fund on the date of delivery of the Series 2015 Bond not required by the terms of the Original Instrument to be on deposit therein shall be transferred to and deposited in the escrow fund as provided in the Escrow Deposit Agreement in trust for the sole benefit of the holders of the Refunded Bonds.

SECTION 10 RESERVE FUND. The Issuer hereby determines that there shall not be a Reserve Fund securing the Series 2015 Bond.

SECTION 11. COVENANTS OF THE ISSUER. The Series 2015 Bond, herein authorized, shall for all intents and purposes be considered Additional Bonds issued under the authority of the Original Instrument and shall be entitled to all the protection and security provided therein. The covenants and pledges contained in the Original Instrument and this Supplemental Resolution shall be applicable to the Series 2015 Bond.

SECTION 12. AUTHORIZATION OF EXECUTION AND DELIVERY OF ESCROW DEPOSIT AGREEMENT. The Escrow Deposit Agreement in substantially the form attached hereto as Exhibit C is hereby approved. The Mayor-Commissioner and the City Clerk are hereby authorized to execute and deliver the Escrow Deposit Agreement, with such modifications, changes, omissions, insertions and variations as may be necessary and/or desirable and approved by the Mayor-Commissioner and the City Clerk prior to the delivery thereof, such necessity and/or desirability and approval by the Mayor-Commissioner and the City Clerk to be presumed by their execution and delivery thereof.

SECTION 13. AUTHORIZATION OF EXECUTION OF OTHER CERTIFICATES AND OTHER INSTRUMENTS. The Mayor-Commissioner and the City Clerk are hereby authorized and directed, under the official seal of the Issuer, to execute and deliver certificates of the Issuer certifying such facts as the City Attorney, counsel to the Lender, or Bond Counsel shall require in connection with the issuance, sale and delivery of the Series 2015 Bond, and to execute and deliver such other instruments as shall be necessary or desirable to perform the Issuer's obligations under this resolution and, the Original Instrument and to consummate the transactions contemplated hereby and thereby.

SECTION 14. BANK QUALIFIED. The Issuer hereby designates the Series 2015 Bond as "qualified tax-exempt obligations" within the meaning of Section 265(b)(3) of the Internal Revenue Code of 1986, as amended (the "Code"). The Issuer and any subordinate entities of the Issuer and any issuer of "tax-exempt" debt that issues "on behalf of" the Issuer do not reasonably expect during the calendar year 2015 to issue more than \$10,000,000 of "tax-exempt" obligations including the Series 2015 Bond, exclusive of any private activity bonds as defined in Section 141(a) of the Code (other than qualified 501(c)(3) bonds as defined in Section 145 of the Code).

SECTION 15 ORIGINAL INSTRUMENT IN FULL FORCE AND EFFECT. Except as hereby supplemented, the Original Instrument shall remain in full force and effect.

SECTION 16. REPEALING CLAUSE. All resolutions or parts thereof in conflict herewith are hereby superseded and repealed to the extent of such conflict.

SECTION 17. EFFECTIVE DATE. This resolution shall take effect immediately upon its adoption.

PASSED, APPROVED AND ADOPTED this 6th day of October, 2015. CITY OF STARKE, FLORIDA.

CITY OF STARKE, FLORIDA

Mayor-Commissioner

(OFFICIAL SEAL)

ATTEST:

City Clerk

I, Ricky Thompson, City Clerk of the Governing Body of the City of Starke, Florida, hereby certify that the foregoing is a true and correct copy of Resolution No. 2015-15 of said City passed and adopted on October 6, 2015.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official corporate seal of said City this 6TH day of OCTOBER, 2015.

City Clerk

(OFFICIAL SEAL)

EXHIBIT A

FORM OF LENDER'S CERTIFICATE

This is to certify that Capital City Bank (the "Lender") has not required the City of Starke, Florida (the "City") to deliver any offering document and has conducted its own investigation, to the extent it deems satisfactory or sufficient, into matters relating to business affairs or conditions (either financial or otherwise) of the City in connection with the issuance of the City's Utility Refunding Revenue Bond, Series 2015 (the "Bond"), and no inference should be drawn that the Lender, in the acceptance of said Series 2015 Bond, is relying on Bryant Miller Olive P.A. ("Bond Counsel") or the City Attorney ("City Attorney") on any such matters other than the legal opinions rendered by Bond Counsel and City Attorney, respectively. In making its decision to make the loan represented by the Series 2015 Bond, the Lender has relied upon the accuracy of the information provided to the Lender by the City and its Financial Advisor. Any capitalized undefined terms used herein not otherwise defined shall have the meaning set forth in the Resolution No. 94-06 adopted by the City on May 25, 1994 or the Supplemental Resolution No. 2015-15 adopted by the City on October 6, 2015 (collectively, the "Resolution") pursuant to which the Series 2015 Bond is issued.

We acknowledge and understand that the Resolution is not being qualified under the Trust Indenture Act of 1939, as amended (the "1939 Act"), and is not being registered in reliance upon the exemption from registration under Section 3(a)(2) of the Securities Act of 1933, Section 517.051(1), Florida Statutes, and/or Section 517.061(7), Florida Statutes, and that neither the City nor Bond Counsel shall have any obligation to effect any such registration or qualification.

We are not acting as a broker or other intermediary, and are purchasing the Series 2015 Bond as an investment for our own loan account and not with a present view to a resale or other distribution to the public. Any subsequent disposition or transfer of the Series 2015 Bond will be done in accordance with the Resolution and all applicable federal and state securities laws. We understand that the Series 2015 Bond may be transferred only in whole as a single Series 2015 Bond. We are an "accredited investor" as such term is defined in the Securities Act of 1933, as amended, and Regulation D thereunder.

Neither the Lender nor any of its affiliates shall act as a fiduciary for the City or in the capacity of broker, dealer, municipal securities underwriter or municipal advisor with respect to the proposed issuance of the Series 2015 Bond. Neither the Lender nor any of its affiliates has provided, and will not provide, financial, legal, tax, accounting or other advice to or on behalf of the City with respect to the proposed issuance of the Series 2015 Bond. The City has represented to the Lender that it has sought and obtained financial, legal, tax, accounting and other advice (including as it relates to structure, timing, terms and similar matters) with respect to the proposed issuance of the Series 2015 Bond from its financial, legal and other advisors (and not the Lender or any of its affiliates) to the extent that the City desired to obtain such advice.

DATED this 8th day of October 2015.

CAPITAL CITY BANK

By: _____

Name:

Title:

EXHIBIT B

FORM OF DISCLOSURE LETTER

The undersigned, as lender (the "Lender"), proposes to negotiate with the City of Starke, Florida (the "Issuer") for the private purchase of the Issuer's Utility Refunding Revenue Bond, Series 2015 (the "Series 2015 Bond") securing amounts due under a Resolution and Supplemental Resolution of the Issuer (collectively, the "Resolution") in the principal amount of \$1,690,000.00. Capitalized terms used herein and not otherwise defined shall have the meaning ascribed to them in the Resolution. Prior to the award of the Series 2015 Bond, the following information is hereby furnished to the Issuer:

(1) Set forth is an itemized list of the nature and estimated amounts of expenses to be incurred for services rendered to us in connection with the issuance of the Series 2015 Bond (such fees and expenses to be paid by the Issuer):

Nabors, Giblin & Nickerson, P.A. Lender's Counsel -- \$3,750

(2) (a) No fee, bonus or other compensation is estimated to be paid by the Lender in connection with the issuance of the Series 2015 Bond to any person not regularly employed or retained by the Lender (including any "finder" as defined in Section 218.386(1)(a), Florida Statutes).

(b) No person has entered into an understanding with the Lender, or to the knowledge of the Lender, with the Issuer, for any paid or promised compensation or valuable consideration, directly or indirectly, expressly or implied, to act solely as an intermediary between the Issuer and the Lender or to exercise or attempt to exercise any influence to effect any transaction in the purchase of the Series 2015 Bond.

(3) The amount of the underwriting spread expected to be realized by the Lender is \$0.

(4) The management fee to be charged by the Lender is \$0.

(5) Truth-in-Bonding Statement:

(a) The Series 2015 Bond is being issued primarily to refund certain prior obligations of the Issuer as described in the Resolution.

(b) Unless earlier redeemed, the Series 2015 Bond is expected to be repaid by July 1, 2019. At a fixed rate of interest, calculated at 1.44%, total interest paid over the life of the Series 2015 Bond is estimated to equal \$57,162.80.

(c) The Series 2015 Bond will be payable solely from the Pledged Revenues as defined in the Resolution in a manner sufficient to pay the principal of and interest due on the Series 2015 Bond. Issuance of the Series 2015 Bond is estimated to result in a maximum of approximately \$468,176.00 of the Pledged Revenues not being available to finance the services of the Issuer in any one fiscal year during the life of the Series 2015 Bond.

(d) The name and address of the Lender is as follows:

Capital City Bank
P.O. Box 900
Tallahassee, Florida 32302
Attention: Loan Servicing

This letter is provided for the sole purpose of complying with Section 218.385, Florida Statutes, as amended, and does not change the terms of and is not evidence of the terms of the Series 2015 Bond. It is the understanding of the Lender that the Issuer has not requested any further disclosure from the Lender.

Dated this 8th day of October, 2015.

CAPITAL CITY BANK

By:_____

Name:

Title :

EXHIBIT C

FORM OF ESCROW DEPOSIT AGREEMENT

Clerk Thompson added the Bond Council and Financial Advisor are present if there are any questions; this is the final step to what we have been working on the past few months.

Mayor Woods entertained a motion to adopt Resolution 2015-15.

Commissioner Spooner made the motion, second by Commissioner Chastain; passed 4-0.

Commissioner Chastain referenced Section 6; the adjustment of interest rate in the event of termination of tax ability.

Bond Council Ken Artin, Bryant Miller & Olive; responded banks do not take the risk if the bond is determined to be taxable. If these were water and sewer improvements that were made and sold them to a private entity that would cause

this debt to lose the tax exemption. The City caused it and the bank will not bearing that risk, that rate goes up.

Ms. Amanda Balcom, Career Source North Central Youth Program; was present to request approval for the City to participate in the program. This program assist with youth ages 16 to 24 gain employment and obtain their GED' most are high school drop outs.

We provide the funding for their GED testing, support services such as clothing needed for interviews. We put them through a weeklong program Dynamic Futures that they learn to write a resume, shake a hand, how to conduct yourself in an interview, and how to complete an employment application.

The big program we do is the work site agreement, work experience program.

If they have never worked before we provide 240 hours of work experience for the participants and this is where we need the employers to sign agreements to work the participants the 240 hours. We pay more than minimum wage it will be the going rate for that position. At the end of the 240 hours they are finished and have obtained skills to help them assist in finding a full time position.

Mayor Woods entertained a motion to approve the agreement. Commissioner Nugent made the motion second by Commissioner Spooner; passed 4-0.

Mayor Woods entertained a motion to approve the boot drive for the Starke Shrine Club November 3rd from 9 AM to 2 PM.

Commissioner Chastain made the motion, second by Commissioner Nugent; passed 4-0.

Chief Rowe requested permission for the Bradford High School Cheerleaders to ride on the old fire truck for the Homecoming Parade. He received the letter yesterday is why it wasn't placed on the agenda.

Commissioner Chastain made the motion to approve the request, second by Commissioner Nugent;

Commissioner Spooner was concerned about candy being thrown. Chief Rowe responded nothing would be thrown from the truck,

Motion passed 4-0.

Chief Rowe had two part time employees present to introduce to the commission. Stephen Boykin 24 years old a firefighter EMT and looks forward to contributing to the Starke.

Tyler Jones, 19 years old, resident of the City of Starke looking forward to getting back in the doing his job.

Chief Johnson presented Officer Grif Register who has been an officer for five years. Recently he went to a call involving an ATM card and instead of him doing this as routine call he went the extra mile.

Someone used this other persons card at a business Officer Register went back to the business and got the video tape, the person using the card was identified and made the arrest.

Officer Register went beyond the normal means and stretched out to help the people, who were very grateful. Chief Johnson just wanted the commission to know what he has done and how much he is appreciated.

There are many fraud and scams being done; there is currently someone walking around with a calendar requesting funds for the Hampton Volunteer Fire Department and we all know there is no such department in Hampton.

Capitan Barry Warren announced the Bikefest is this weekend and they will do their best to keep the streets opened as long as we can while vendors set up.

Chief Johnson added this weekend is the Bikefest, next weekend is the Homecoming Parade, then two weeks is the Pumpkin Escape.

Captain Warren added Veterans Day is November 11.

Chief Johnson added they have been addressing the red light changing issues and there was a meeting with DOT. There will not be a lot of changes done at this time due to some construction going to be done. The school zone will be moving North toward the two hotels and will finish up at the driveway at Krystals and will take the light out at Washington Street so the buses will turn on McMahan Street, Lake Grand, and turn on to State Route 16 and come out to Highway 301.

The next CTOT meeting is December 3rd at the Downtown Grill at 11 AM

Mayor Woods requested a 10-minute break to sign documents.

Mayor Woods reconvened the meeting

Mr. Ernharth presented Resolution 2015-09 for adoption and he read by title.

RESOLUTION 2015 - 09

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF STARKE, FLORIDA ESTABLISHING A POLICY AND PROCEDURE FOR MAKING CONTRIBUTIONS TO NON-PROFIT ORGANIZATIONS WITHIN THE CORPORATE LIMITS OF THE CITY OF STARKE, FLORIDA; PROVIDING FINDINGS OF THE CITY COMMISSION; PROVIDING DIRECTION TO THE CITY CLERK; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Commission of the City of Starke desires to make contributions to charitable organizations within the corporate limits of the City of Starke; and

WHEREAS, there was never a set policy and procedure in existence; and

WHEREAS, the City Commission now desires to have such a policy and procedure to ensure that each charitable organization within the City of Starke has an opportunity to request such funding; and

WHEREAS, the City Commission finds that the establishment of such a policy is in the best interest of the City of Starke, Florida and its citizens.

NOW THEREFORE, be it resolved by the City Commission of the City of Starke, Florida as follows:

Section 1. Adoption and Incorporation of Recitals.

The recitals attachment and contained herein are specifically adopted and incorporated herein as a part of this resolution.

Section 2. Authority for Resolution.

The City Commission of the City of Starke, Florida adopts this resolution pursuant to the authority granted by the City of Starke Code of Ordinances and the power and authority granted to the City Commission under Florida law.

Section 4. Findings of the City Commission.

The City Commission of the City of Starke, Florida hereby specifically finds that the adoption of this resolution to create a policy and procedure for City of Starke herein is made in good faith; and is in the best interest of the City of Starke, Florida.

Section 5. Direction to the City Clerk.

The City Clerk is directed to ensure that the policy and procedure contained herein is immediately incorporated.

Section 6. Effective Date of Resolution.

This resolution shall be effective immediately upon adoption by the City Commission of the City of Starke, Florida.

RESOLVED AND ADOPTED with a quorum present and voting by the City Commission of the City of Starke, Florida this 6th day of October 2015.

City of Starke
City Commission

Travis V. Woods, Mayor
Tommy Chastain, Commissioner
Danny Nugent, Commissioner
Wilbur Waters, Commissioner
Carolyn B. Spooner, Commissioner

ATTEST:

Ricky Thompson, City Clerk

He made the changes as requested at the last meeting to add Concerned Citizens Bradford County Inc. as an exemption to the policy.

Mayor Woods entertained a motion to adopt Resolution 2015-09; Commissioner Nugent made the motion, second by Commissioner Spooner; passed 4-0.

Mr. Ernharth presented the Firefighters' Union Local 3120 Contract for approval. This contract is for 2014 – 2016; all the changes made from the last contract are on the cover sheet.

Mayor Woods entertained a motion to accept the Firefighters' Union Local 32120 Contract with the City of Starke.

Commissioner Chastain made the motion, second by Commissioner Nugent; Commissioner Spooner asked in terms of the two married persons would there ever be a chance one would be in charge of the other?

Chief Rowe responded; there is always that possibility but it would be a conflict. Attorney Sikes added we can address that issue if it ever happens.

Mr. Ernharth added we are starting this process again in April so we can include verbiage to address the issue at that time.

Attorney Sikes agreed.

Mayor Woods stated there is a motion and second on the floor.

Motion passed 4-0.

Mr. Ernharth requested to repeal the CRA. With the way it is set it is impossible to collect any funds for the CRA. What has been recommended is to reset the base rate.

We are looking to expand the area of the CRA to up and down Highway 301. Most of the area in the current boundary map is mostly residential and we are looking to highlight commercial areas.

He requested to repeal the CRA and come back with a new agreement, plan and new area and reset it with the property values set more for that time.

Mayor Woods entertained a motion to repeal the CRA.

Commissioner Chastain made the motion, second by Commissioner Spooner; Commissioner Chastain asked Mr. Ernharth with what was just said what would be the time line for doing that.

Mr. Ernharth responded with working with Chamber and they are behind us 100%; they want it done as soon as possible. So we are hoping with in the next three or four months.

Commissioner Chastain asked what year would be the base.

Mr. Ernharth responded 2015.

Motion passed 4-0.

Mr. Ernharth informed the Commission the date that had been approved for the Vet Fest of March 16th is in conflict with the Bradford County Fair and we would like to change the date to March 26th

Commission gave their consensus.

Here have been discussions regarding the gaming facilities that are looking to come into the city. There were two separate parties looking for locations. One of the persons located a facility on Walnut Street, but it is not the correct zoning. Under our Land Development Code that type of use is not listed. We are looking to include this type of business into our B2 zoning district category.

Attorney Sikes added under Florida Statue Section 546.04 covers the gaming centers. Before we can authorize the City to have it in addition to the zoning issue the City would have to satisfy the conditions under this section of statue 546.03,

which is insuring the owner or operator has a liability insurance of \$1 million. We are working on the ordinance but wanted to make sure that was understood.

Clerk Thompson reported the Bond Trustees met along with Commissioner Chastain and recommended the bills be paid.

Commissioner Chastain made the motion to pay the bills, second by Commissioner Spooner; passed 4-0.

Clerk Thompson presented the sponsors agreement for the fireworks on Veterans Day for approval and informed the Commission the Tourist Development Committee has approved to pay for the fireworks.

Mayor Woods entertained a motion to approve the agreement and authorize him to sign.

Commissioner Chastain made the motion, second by Commissioner Spooner; passed 4-0.

Clerk Thompson presented the Public Risk Management By-laws for approval. With the selection of the new health insurance we are part of the Public Risk Management Group PRM and need to approve and sign the City will follow the by-laws.

Mayor Woods entertained a motion to approve the Bi-Laws, Commissioner Spooner made the motion, second by Commissioner Chastain; passed 4-0.

He requested the approval of himself as the member of the board of directors for the PRM and Deputy Clerk Brenda Wiggins and City Manager Tom Ernharth to be the alternates.

Mayor Woods entertained a motion to approve Clerk Thompson on the board and Brenda and Tom as alternates.

Commissioner Chastain made the motion, second by Commissioner Nugent; passed 4-0.

Clerk Thompson requested a motion on the alternate for the GASB 68 request from Reddish and White.

We are now responsible to book the pension liability and our auditor is recommending Alternative 1 as well as the City's Financial Advisor John Thiemann and Actuary Larry Wilson.

Mayor Woods entertained a motion to approve the Alternative 1
Commissioner Nugent made the motion, second by Commissioner Chastain; passed 4-0.

Clerk Thompson presented a calendar for the month of December to confirm some dates; the Christmas Parade will be held December 12th followed by the tree lighting ceremony. Mr. Scott from Lawtey's Joyful Voices telephone and will be happy for the group to perform again this year.

December 18th will be the employee's luncheon and the Christmas Holiday will fall on Thursday, December 24 and Friday, December 25.

Mark Crawford, Bradford Telegraph stated the Lawtey Christmas event is Saturday, December 19th.

Commissioner Chastain requested the commission to think about putting lighting at the Veterans Park as we lighted the Downtown Square; using the funding we receive from FMPA.

He ask if there is any news on the Rural Water Study.

Mr. Ernharth responded the information is being gathered will get with them on the statues. He should be able to report back at the next meeting.

Commissioner Chastain referenced the BioChem process is coming back to the wastewater plant but we are about a month behind. Is additional help being provided to get this back on cycle?

Mr. Ernharth responded yes.

Commissioner Chastain suggested a workshop to discuss the old Badcock Building and its future.

Mr. Ernharth responded a church that is currently located in the old Roy's Market building has contacted him and would like to possibly acquire the building. They will attend the October 20th meeting to discuss.

Mayor Woods thought when the walk through was done the building was not suited for anything.

Mr. Ernharth explained to the gentlemen the intention is to make it into a parking lot.

Clerk Thompson also informed the board that he will need to know what the intention is for the building. We are working on the second phase of the DEO Partnership Grant, which we will be able to get \$40,000 to assist with turning that into a parking lot.

Commissioner Nugent asked is the man just want the building and doesn't want the parking lot?

Mr. Ernharth responded he wants the building.

Commissioner Nugent added we would have the parking lot and save the \$50,000 we put in the budget.

A workshop was scheduled for 6:30 to discuss the future of the Badcock building with the option on the agenda for approval.

Mayor Woods asked if anything additional needed to come before the board. Hearing none, he called for a motion to adjournment/sine/die.

Mayor Woods stated he was informed by Attorney Sikes that the second meeting tonight, but he was asked by Commissioner Waters to postpone the election of the Mayor and Vice Mayor until the next meeting which will be October 20th.

He asked the commissioners their wishes.

Commissioner Nugent stated he was ok with waiting.

Commissioner Spooner stated she thought it was being done tonight but is ok with the request.

Commissioner Chastain stated he was ok with the request to postpone.

Mayor Woods asked if anyone has anything to add.

Clerk Thompson presented the annual Resolutions to reduce permit fees.

Attorney Sikes read Resolution 2016-01 by title

RESOLUTION NO. 2016-01

A RESOLUTION OF THE CITY OF STARKE REQUESTING THE SUWANNEE RIVER WATER MANAGEMENT DISTRICT TO REDUCE PERMIT FEES; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the 1994 Legislature enacted Chapter 2 18.075, Florida State Statutes, allowing reduction of permit processing fees for counties with a population of 50,000 or less on April 1, 1994, until such counties exceed a population of 75,000 and municipalities with a population of 25,000 or less, or any county or municipality not included within a metropolitan statistical area, upon certification by that county or city that the cost of the permit processing fee is a fiscal hardship; and

WHEREAS, the Governing Board of the Suwannee River Water Management District has adopted the section 40B- 1.706(3), Florida

Administrative Code, to implement Chapter 218.075, Florida State Statutes regarding reduction of fees; and

WHEREAS, the City of Starke has a population of 5,523; and

WHEREAS, the City of Starke certifies that it qualifies for permit processing fee reduction for the Fiscal Year October 1, 2015 through September 30, 2016, due to the following factor.

- (1) Per capita taxable value is less than the statewide average for the current fiscal year.
- (2) Percentage of assessed property value that is exempt from ad valorem taxation is higher than the statewide average for the current fiscal year.

WHEREAS, this factor is supported by the attached document.

NOW, THEREFORE, BE IT RESOLVED, that the City of Starke does hereby request that the Suwannee River Water Management District reduce the processing fee for public purpose projects to a fee not to exceed \$100 permit fee for each occurrence for the 2015 – 2016 Fiscal Year.

PASSED AND ADOPTED THIS 6th DAY OF OCTOBER 2015, A.D.

CITY COMMISSION
CITY OF STARKE

**Commissioner Tommy Chastain
Commissioner Danny Nugent
Commissioner Carolyn B. Spooner
Commissioner Wilbur Waters
Commissioner Travis V. Woods**

Mayor

ATTEST: _____
Ricky Thompson, City Clerk

Mayor Woods entertained a motion to adopt Resolution 2016 – 01. Commissioner Nugent made the motion, second by Commissioner Chastain; passed 4-0.

Attorney Sikes read Resolution 2016 –02 by title

RESOLUTION NO. 2016-02

A RESOLUTION OF THE CITY OF STARKE REQUESTING THE DEPARTMENT OF ENVIRONMENTAL PROTECTION TO REDUCE PERMIT FEES; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the 1994 Legislature enacted Chapter 2 18.075, Florida State Statutes, allowing reduction of permit processing fees for counties with a population of 50,000 or less on April 1, 1994, until such counties exceed a population of 75,000 and municipalities with a population of 25,000 or less, or any county or municipality not included within a metropolitan statistical area, upon certification by that county or city that the cost of the permit processing fee is a fiscal hardship; and

WHEREAS, the Florida Statutes allow a reduction of fees by the Department of Environmental Protection; and

WHEREAS, the City of Starke has a population of 5,523; and

WHEREAS, the City of Starke certifies that it qualifies for permit processing fee reduction for the Fiscal Year October 1, 2015 through September 30, 2016, due to the following factor.

- (1) Per capita taxable value is less than the statewide average for the current fiscal year.
- (2) Percentage of assessed property value that is exempt from ad valorem taxation is higher than the statewide average for the current fiscal year.

WHEREAS, this factor is supported by the attached document.

NOW, THEREFORE, BE IT RESOLVED, that the City of Starke does hereby request that the Department of Environmental Protection reduce the

processing fee for public purpose projects to a fee not to exceed \$100 permit fee for each occurrence for the 2015 - 2016 Fiscal Year.

PASSED AND ADOPTED THIS 6th DAY OF OCTOBER 2015, A.D.

**CITY COMMISSION
CITY OF STARKE**

**Commissioner Tommy Chastain
Commissioner Danny Nugent
Commissioner Carolyn B. Spooner
Commissioner Wilbur Waters
Commissioner Travis V. Woods**

Mayor

**ATTEST: _____
Ricky Thompson, City Clerk**

Mayor Woods entertained a motion to adopt Resolution 2016 – 02.
Commissioner Spooner made the motion, second by Commissioner Chastain;
passed 4-0.

Clerk Thompson requested to close parking lot #3 at the Down Town Grill for the Bikefest.
Commissioner Nugent made the motion to allow the closing of the parking lot for the Bikefest, second by Commissioner Spooner; passed 4-0.

Commissioner Spooner stated at the last meeting she had asked about the status of the city's application for the city to receive funding for paving and so forth. But when she asked the question at the NCFRPC of the DOT representative; they response was that they did not receive the city's information.

Clerk Thompson responded the information was with Scott Modesitt and has now turned it over to Andy Easton.

Commissioner Spooner asked if the information had been submitted?

Clerk Thompson responded he was not sure he didn't see anything.

Mr. Ernharth will look into it tomorrow.

Commissioner Spooner also stated the crews are doing a good job on clearing the culverts and for it to continue.

The drainage that runs from Old Lawtey to Pine that runs behind RJE; the vegetation has grown up.

Mr. Ernharth will discuss it with Jay Hodges.

She asked Chief Johnson with the burglaries or attempts is there anything special being done to look into it.

Chief Johnson responded yes, they have identified five suspects.

She also asked if the Bradford Telegraph would put something in the paper regarding the electric bill payment scam.

Chief Johnson responded they are targeting all electric companies.

Commissioner Nugent thanked the police for patrolling his neighbor hood it has reduced the number of break-ins.

He reminded Mr. Ernharth to make sure the ditches are only dug out to the culvert. Some of the cars and trucks are breaking the concrete of the culverts and they need to be aware of that.

Has the striping been on at the schools?

Mr. Ernharth responded the weather has slowed this down but they will be doing it on a weekend because there is less traffic.

Commissioner Nugent asked if the pricing has been obtained for the sidewalks?

Mr. Ernharth stated he is still in the process of getting quotes. He will also follow up with the rest of the commissioners to see if there are any additions.

Commissioner Nugent added he requested sidewalk behind the Dempsey Hotel because the children were walking in the middle of the street.

Mayor Woods asked if any additional information needed to be brought in front of the board. Hearing none he entertained a motion to adjourn.

City Commission Meeting
October 6, 2015
17 of 26

Commissioner Spooner made the motion to adjourn, second by Commissioner Chastain; passed 4-0.

Travis V. Woods, Mayor
Commissioner Tommy Chastain
Commissioner Daniel Nugent
Commissioner Carolyn B. Spooner
Commissioner Wilbur L. Waters

Attest: _____
Ricky Thompson, City Clerk