

STATE OF FLORIDA  
DEPARTMENT OF ENVIRONMENTAL PROTECTION

**STATE REVOLVING LOAN PROGRAM  
for  
Point Source Water Pollution Control**

**LOAN APPLICATION**



Florida Department of Environmental Protection  
State Revolving Fund Program  
Twin Towers Office Building  
2600 Blair Stone Road, MS 3505  
Tallahassee, FL 32399-2400

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## LOAN APPLICATION

- (1) SUBMITTAL. Submit the application and attachments to the Department of Environmental Protection, MS 3505, State Revolving Fund Program, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400. The application (and backup) may be submitted electronically to the Department's Project Manager.
- (2) COMPLETING THE APPLICATION.
  - (a) This application consists of five parts: (I) ADMINISTRATIVE INFORMATION; (II) PROJECT INFORMATION; (III) FINANCIAL INFORMATION; (IV) AUTHORIZATION AND ASSURANCES; and (V) SUPPLEMENTARY INFORMATION.
  - (b) All information provided on this application must be printed. Monetary amounts may be rounded.
  - (c) Forms and attachments to be submitted are denoted with italic print.
- (3) ASSISTANCE. Completing this application may require information that can be obtained from Clean Water State Revolving Fund Program staff. Please email [SRF\\_Reporting@dep.state.fl.us](mailto:SRF_Reporting@dep.state.fl.us) for assistance in completing this application.

### PART I - ADMINISTRATIVE INFORMATION

- (1) PROJECT SPONSOR City of Pompano Beach  
Federal Employer Identification Number 59-6000411  
DUNS Number 080181167
- (2) AUTHORIZED REPRESENTATIVE (person authorized to sign or attest loan documents).  
Name A. Randolph Brown Title Utilities Department Director  
Telephone 954 545-7044 FAX 954-545-7046 Email Randolph.Brown@copbfl.com  
Mailing Address 1205 NE 5th Ave  
Pompano Beach, FL 33060
- (3) PRIMARY CONTACT (person to answer questions regarding this application).  
Name Alessandra Delfico Title Utilities Engineer  
Telephone 954 545-7073 FAX 954-545-7046 Email alessandra.delfico@copbfl.com  
Employer City of Pompano Beach  
Mailing Address 1205 NE 5th Ave  
Pompano Beach, FL 33060
- (4) ADDITIONAL CONTACTS. If more than one additional person is to receive copies of Department correspondence, attach the information (*Attachment #* \_\_\_\_\_).  
Name Maria Loucroft Title Utility Compliance & Efficiency Manager  
Telephone (954)545-7004 FAX 954-545-7046 Email Maria.Loucraft@copbfl.com  
Employer City of Pompano Beach  
Mailing Address 1205 NE 5th Avenue  
Pompano Beach, FL 33060
- (5) PROJECT NUMBER (listed on the Department's priority list). 06242
- (6) INTERIM FINANCING. A local government project sponsor that has interim financing may be subject to certain conditions regarding such financing.

Is the project currently being funded with interim financing?

☐ Yes ☒ No

## PART II – PROJECT INFORMATION

If you are applying for a planning, design, or SSES loan for a project that will involve construction, complete only Subpart A below. If you are applying for a loan to construct a project that is already planned and designed, complete only Subpart B below.

### A. PLANNING, DESIGN OR SSES PROJECT

Information should be provided for each separate facility to be planned and designed as appropriate. For design/build projects (not eligible for design loans) or those where multiple facilities, segments, or phases are involved, please attach information for activities, schedule, and cost for each. (*Attachment #*\_\_\_\_\_)

- (1) **ACTIVITIES.** Attach a brief description of the scope of planning and design activities to be financed by this loan. Include a list of any specialized studies to be performed. (*Attachment #*\_\_\_\_\_) Are these activities the same as those scheduled on the *Request for Inclusion Form*? ☐ Yes ☐ No. If “No”, please explain. (*Attachment #*\_\_\_\_\_)
- (2) **SCHEDULE.**
- (a) Provide proposed completion dates for the items. (Please call Department staff to discuss time frames needed to complete required tasks.)
- |                                    |       |
|------------------------------------|-------|
| Planning documentation             | _____ |
| Engineering work                   | _____ |
| Certification of site availability | _____ |
| Permit                             | _____ |
- (b) Do you anticipate that an interlocal agreement with another party will be necessary to implement the project? If “Yes”, please explain. (*Attachment #*\_\_\_\_\_) ☐ Yes ☐ No
- (c) Is this a design/build project? ☐ Yes ☐ No
- (3) **COST.** Is the cost information submitted for the planning, design or SSES loan priority list current? ☐ Yes ☐ No  
If “No”, please explain and submit revised cost information using the appropriate page of the *Request for Inclusion Form*. (*Attachment #*\_\_\_\_\_) Note that the disbursable amount will be limited to the priority list amount.

PRECONSTRUCTION LOAN APPLICANTS PROCEED TO PART III.

### B. CONSTRUCTION OR I/I REHABILITATION PROJECT

- (1) **ACTIVITIES.**
- (a) Attach a brief description of construction or I/I rehabilitation activities to be financed by this loan. Include a list of the contracts (by title) corresponding to the plans and specifications accepted by the Department (*Attachment #* 1 (*One*)).  
Are these contracts the same as those scheduled on the *Request for Inclusion Form*? ☒ Yes ☐ No  
If “No”, please explain. (*Attachment #*\_\_\_\_\_)
- (b) Have any of the contracts been bid? ☐ Yes ☒ No  
If “Yes”, indicate which contracts have been bid. (*Attachment #*\_\_\_\_\_)
- (c) Was planning, design, or SSES for this project financed in another SRF loan? ☐ Yes ☒ No  
If “Yes”, give the SRF loan number. \_\_\_\_\_
- (d) Does this project involve an interlocal agreement with other local governments or other entities? ☐ Yes ☒ No  
If “Yes”, attach a copy of the Department letter accepting the interlocal agreement. (*Attachment #*\_\_\_\_\_)  
Is the interlocal agreement, as accepted by the Department, fully executed and enforceable? ☐ Yes ☐ No  
If “No”, please explain (*Attachment #*\_\_\_\_\_).

- (2) SCHEDULE. (month and year)
- (a) Anticipated notice to proceed for first construction contract. September 2017
- (b) Anticipated completion of all construction contracts. July 2018

- (3) COST. Is the cost information submitted for the priority list current? ☒ Yes ☐ No

If "No", please explain and submit revised cost information using the appropriate page of the *Request for Inclusion Form*. (Attachment #\_\_\_\_\_) Note that the disburseable amount will be limited to the priority list amount.

### PART III - FINANCIAL INFORMATION

Estimates of the capitalized interest, project useful life for financial hardship loans, financing rate, pledged revenue coverage, limitations on annual loan amounts for large projects, applicability and amount of repayment reserves, amount of the loan service fee and any other information may be obtained by contacting staff in the State Revolving Fund Management Section.

- (1) PRINCIPAL. The requested amount of the loan which does not include capitalized interest is \$3,230,287

Note that the disburseable amount will be limited to the priority list amount and must be consistent with the project information provided under **PART II** of this application. Also note that the capitalized interest is an inexact estimate, and it is subject to adjustment by the Department to reflect actual disbursement timing. The principal amount of the loan does not include the loan service fee.

- (2) TERMS AND REPAYMENT.

- (a) Loans to local government project sponsors are amortized over the lesser of useful life of the project or 20 years unless the project is to serve a small community qualifying as having a financial hardship. Loans to financial hardship communities may be amortized over the lesser of useful life of the project or 30 years. Loans to non-governmental project sponsors are amortized over the lesser of the useful of the project or 20 years. Finance charges and principal are paid semiannually.

What is the useful life of the project? 30 (years)

Over how many years would you like to amortize the loan? 20 (years)

- (b) List all revenues that are to be pledged for repayment of this loan. Stormwater Utility Fees.
- (c) Pledged revenue receipts or collections by the project sponsor must exceed the amount of the repayments due to the Department unless there are other collateral provisions. The excess revenue, or coverage, generally is 15% of each repayment.

What coverage is proposed for the loan? 1081% (coverage percentage)

- (d) Is any other financial assistance being applied to this project? ☐ Yes ☒ No

If "Yes", please list. (Attachment #\_\_\_\_\_)

- (3) ANNUAL FUNDING LIMIT. Large project funding (generally, loans in excess of \$10 million) may be provided in increments pursuant to the initial loan agreement and subsequent amendments. Each increment shall have a separate financing rate as established in the agreement or amendment providing that increment.

- (4) INFORMATION ON LIENS.

- (a) Describe, if applicable, all debt obligations having a prior or parity lien on the revenues pledged to repay this loan. (Attachment #\_\_\_\_\_) For example: City Name, Florida, Water and Sewer System Revenue Bonds, Series 1996, issued in the amount of \$10,000,000, pursuant to Ordinance No. 93-104, as amended and supplemented by Ordinance No. 96-156. NA
- (b) Using the Part V, *Schedule of Prior and Parity Liens*, provide debt service information, if applicable, on each prior and parity obligation. NA

- (c) For the listed obligations, provide a copy of the ordinance(s), resolution(s), official statement(s), or pages thereof, setting forth the definitions, use of proceeds, debt service schedule, pledged revenues, rate covenants, provisions for issuing additional debt, provisions for bond insurance, and debt rating. (*Attachment #\_\_\_\_\_*). NA
- (d) Describe any other notes and loans payable from the revenues pledged to repay this loan. (*Attachment #\_\_\_\_\_*). NA
- (5) ACTUAL AND PROJECTED REVENUES.
  - (a) Complete the Part V, *Schedule of Actual Revenues and Debt Coverage* for the past two fiscal years.
  - (b) Complete the Part V, *Schedule of Projected Revenues and Debt Coverage*, demonstrating the availability of pledged revenues for loan repayment.
- (6) AVAILABILITY OF PLEDGED REVENUES. All sources must be supported by a written legal opinion. (*Attachment #\_\_\_\_\_*) The opinion must address the following:
  - (a) Availability of the revenues to repay the loan.
  - (b) Right to increase rates at which revenues shall be collected to repay the loan.
  - (c) Subordination of the pledge if pledged revenues are subject to a prior or parity lien. NA
- (7) LOAN SERVICE FEE. A loan service fee is assessed on each loan. The fee is not part of the loan. The fee along with interest thereon will be deducted from the first available repayments after the final amendment to the loan agreement.

#### **PART IV – AUTHORIZATION AND ASSURANCES**

- (1) AUTHORIZATION. Provide an authorizing resolution of the Applicant's governing body or other evidence of authorization (*Attachment #Five*) for the following:
  - (a) Pledging revenues to repay the loan.
  - (b) Designation of the Authorized Representative(s) to file this application, provide assurances, execute the loan agreement, and represent the Applicant in carrying out responsibilities (including that of requesting loan disbursements) under the loan agreement.
- (2) ASSURANCES. The Applicant agrees to comply with the laws, rules, regulations, policies and conditions relating to the loan for this project. Applicants should seek further information from the Clean Water State Revolving Fund Program staff as to the applicability of the requirements if the necessity for the assurances is of concern. Specifically, the Applicant certifies that it has complied, as appropriate, and will comply with the following requirements, as appropriate, in undertaking the Project:
  - (a) Assurances for capitalization grant projects.
    - 1. Complete all facilities for which funding has been provided.
    - 2. The Archaeological and Historic Preservation Act of 1974, PL 93-291, and the National Historic Preservation Act of 1966, PL 89-665, as amended, regarding identification and protection of historic properties.
    - 3. The Clean Air Act, 42 U.S.C. 7506(c), which requires conformance with State Air Quality Implementation Plans.
    - 4. The Coastal Zone Management Act of 1972, PL 92-583, as amended, which requires assurance of project consistency with the approved State management program developed under this Act.
    - 5. The Endangered Species Act, 16 U.S.C. 1531, et seq., which requires that projects avoid disrupting threatened or endangered species and their habitats.
    - 6. Executive Order 11593, Protection and Enhancement of the Cultural Environment, regarding preservation, restoration and maintenance of the historic and cultural environment.
    - 7. Executive Order 11988, Floodplain Management, related to avoiding, to the extent possible, adverse impacts associated with floodplain occupancy, modification and development whenever there is a practicable alternative.
    - 8. Executive Order 11990, Protection of Wetlands, related to avoiding, to the extent possible, adverse impacts associated with the destruction or modification of wetlands and avoiding support of construction in wetlands.
    - 9. The Fish and Wildlife Coordination Act, PL 85-624, as amended, which requires that actions to control natural streams or other water bodies be undertaken to protect fish and wildlife resources and their habitats.

10. The Safe Drinking Water Act, Section 1424(e), PL 93-523, as amended, regarding protection of underground sources of drinking water.
  11. The Wild and Scenic Rivers Act, PL 90-542, as amended, related to protecting components or potential components of the national wild and scenic rivers system.
  12. The federal statutes relating to nondiscrimination, including: The Civil rights Act of 1964, PL 88-352, which prohibits discrimination on the basis of race, color or national origin; the Age Discrimination Act, PL 94-135, which prohibits discrimination on the basis of age; Section 13 of the Federal Water Pollution Control Act, PL 92-500, which prohibits sex discrimination; the Rehabilitation Act of 1973, PL 93-112, as amended, which prohibits discrimination on the basis of handicaps.
  13. Executive Order 11246, Equal Employment Opportunity, which provides for equal opportunity for all qualified persons.
  14. Executive Orders 11625 and 12138, Women's and Minority Business Enterprise, which require that small, minority, and women's business and labor surplus areas are used when possible as sources of supplies, equipment, construction and services.
  15. The Coastal Barrier Resources Act, 16 U.S.C. 3501 et seq., regarding protection and conservation of the coastal barrier resources.
  16. The Farmland Protection Policy Act, 7 U.S.C. 4201 et seq., regarding protection of agricultural lands from irreversible loss.
  17. The Uniform Relocation and Real Property Acquisition Policies Act of 1970, PL 91-646, which provides for fair and equitable treatment of persons displaced or whose property is acquired as a result of federal or federally assisted programs.
  18. The Demonstration Cities and Metropolitan Development Act of 1966, PL 89-754, as amended, which requires that projects be carried out in accordance with area wide planning activities.
  19. Section 306 of the Clean Air Act, Section 508 of the Clean Water Act and Executive Order 11738, which prohibit manufacturers, firms, or other enterprises on the EPA's list of Violating Facilities from participating in the Project.
  20. Executive Order 12549, Debarment and Suspension, which prohibits any award to a party which is debarred or suspended or is otherwise excluded from, or ineligible for, participation in federal assistance programs.
  21. Minority and Women's Business Enterprise participation in project work using numerical goals, established by the U.S. Environmental Protection Agency, and to be set forth in the specifications for construction and materials contracts.
- (b) Assurances for other projects.
1. Chapter 161, Part I, F.S., "Beach and Shore Preservation Act" and Part III, "Coastal Zone Protection Act of 1985" which regulate coastal zone construction and all activities likely to affect the condition of the beaches or shore.
  2. Chapter 163, Part II, F.S., the "Local Government Comprehensive Planning and Land Development Regulation Act" which requires units of local government to establish and implement comprehensive planning programs to control future development.
  3. Chapter 186, F.S., State and Regional Planning, which requires conformance of projects with Regional Plans and the State Comprehensive Plan.
  4. Chapter 253, F.S., "Emergency Archaeological Property Acquisition Act of 1988" which requires protection of archaeological properties of major statewide significance discovered during construction activities.
  5. Chapter 258, Part III, F.S., which requires protection of components or potential components of the national wild and scenic rivers system.
  6. Chapter 267, F.S., the "Florida Historical Resources Act" which requires identification, protection, and preservation of historic properties, archaeological and anthropological sites.
  7. Chapter 287, Part I, F.S., which prohibits parties convicted of public entity crimes or discrimination from participating in State-assisted projects and which requires consideration of the utilization of Minority Business Enterprises in State-assisted projects.
  8. Chapter 372, F.S., the Florida Endangered and Threatened Species Act which prohibits the killing or wounding of an endangered, threatened, or special concern species or intentionally destroying their eggs or nest.

9. Chapter 373, Part IV, F.S., Florida Water Resources Act of 1972, which requires that activities on surface waters or wetlands avoid adversely affecting: public health, safety, welfare, or property; conservation of fish and wildlife, including endangered or threatened species or their habitats; navigation or the flow of water; the fishing or recreational values or marine productivity; and significant historical and archaeological resources.
10. Chapter 380, Part I, F.S., Florida Environmental Land and Water Management Act of 1972 as it pertains to regulation of developments and implementation of land and water management policies.
11. Chapter 381, F.S., Public Health, as it pertains to regulation of onsite wastewater systems.
12. Chapter 403, Part I, F.S., Florida Air and Water Pollution Control which requires protection of all waters of the state.
13. Chapter 582, F.S., Soil and Water Conservation Act which requires conformance with Water Management District's regulations governing the use of land and water resources.
14. Governor's Executive Order 95-359, which requires State Clearinghouse review of project planning documentation and intergovernmental coordination.

I, the undersigned Authorized Representative of the Applicant, hereby certify that all information contained herein and in the attached is true, correct, and complete to the best of my knowledge and belief. I further certify that I have been duly authorized to file the application and to provide these assurances.

Signed this \_\_\_\_\_ Day of \_\_\_\_\_, 20 17

Authorized Representative \_\_\_\_\_  
(signature) A. Randolph Brown  
(name typed or printed)

Attachments



**PART V – SUPPLEMENTARY INFORMATION**

**SCHEDULE OF PRIOR AND PARITY LIENS – Not Applicable  
(EXCLUDING SRF LOANS)**

List annual debt service beginning two years before the anticipated loan agreement date and continuing at least three additional fiscal years. Use additional pages as necessary.

	#1		#2		#3
<b>Identify Each Obligation</b>	_____		_____		_____
<b>Coverage</b>	_____ %		_____ %		_____ %
<b>Insured?</b>	_____ Yes _____ No		_____ Yes _____ No		_____ Yes _____ No

Fiscal Year	Annual Debt Service (Principal Plus Interest)			Total Debt Service	Total Debt Service Incl. Coverage
	#1	#2	#3		
2011	\$ _____	\$ _____	\$ _____	\$ _____	\$ _____
2012	\$ _____	\$ _____	\$ _____	\$ _____	\$ _____
2013	\$ _____	\$ _____	\$ _____	\$ _____	\$ _____
2014	\$ _____	\$ _____	\$ _____	\$ _____	\$ _____
2015	\$ _____	\$ _____	\$ _____	\$ _____	\$ _____
2016	\$ _____	\$ _____	\$ _____	\$ _____	\$ _____
2017	\$ _____	\$ _____	\$ _____	\$ _____	\$ _____
2018	\$ _____	\$ _____	\$ _____	\$ _____	\$ _____
2019	\$ _____	\$ _____	\$ _____	\$ _____	\$ _____
2020	\$ _____	\$ _____	\$ _____	\$ _____	\$ _____
2021	\$ _____	\$ _____	\$ _____	\$ _____	\$ _____
2022	\$ _____	\$ _____	\$ _____	\$ _____	\$ _____
2023	\$ _____	\$ _____	\$ _____	\$ _____	\$ _____
2024	\$ _____	\$ _____	\$ _____	\$ _____	\$ _____
2025	\$ _____	\$ _____	\$ _____	\$ _____	\$ _____
2026	\$ _____	\$ _____	\$ _____	\$ _____	\$ _____
2027	\$ _____	\$ _____	\$ _____	\$ _____	\$ _____
2028	\$ _____	\$ _____	\$ _____	\$ _____	\$ _____
2029	\$ _____	\$ _____	\$ _____	\$ _____	\$ _____
2030	\$ _____	\$ _____	\$ _____	\$ _____	\$ _____
2031	\$ _____	\$ _____	\$ _____	\$ _____	\$ _____
2032	\$ _____	\$ _____	\$ _____	\$ _____	\$ _____
2033	\$ _____	\$ _____	\$ _____	\$ _____	\$ _____
2034	\$ _____	\$ _____	\$ _____	\$ _____	\$ _____
2035	\$ _____	\$ _____	\$ _____	\$ _____	\$ _____
2036	\$ _____	\$ _____	\$ _____	\$ _____	\$ _____
2037	\$ _____	\$ _____	\$ _____	\$ _____	\$ _____

**PART V – SUPPLEMENTARY INFORMATION**

**SCHEDULE OF ACTUAL REVENUES AND DEBT COVERAGE**

(Provide information for the two fiscal years preceding the anticipated date of the SRF loan agreement.)

	<u>FY 2016</u>	<u>FY 2015</u>
(a) Operating Revenues (Source)		
Charges for services	\$ 2,973,219	\$ 2,843,950
(b) Interest Income	90,322	68,451
(c) Other Income or Revenue (Identify)		
Gain on disposition of capital assets	52,848	34,560
(d) Total Revenues	\$ 3,116,389	\$ 2,946,961
(e) Operating Expenses (excluding interest on debt, depreciation, and other non-cash items)	1,204,678	1,113,588
(f) Net Revenues [(f) = (d) – (e)]	1,911,711	1,833,373
(g) Debt Service (including any required coverage)	0	0
(h) Attach audited annual financial report(s), or pages thereof, or other documentation necessary to support the above information. Include any notes or comments from the audit reports regarding compliance with covenants of debt obligations having a prior or parity lien on the revenues pledged for repayment of the SRF Loan. ( <i>Attachment # <u>Two</u></i> )		
(i) Attach worksheets reconciling this page with the appropriate financial statements (for example, backing out depreciation and interest payments from operating expenses). ( <i>Attachment # <u>Three</u></i> )		
(j) If the net revenues were not sufficient to satisfy the debt service and coverage requirement, please explain what corrective action was taken. ( <i>Attachment # _____</i> ) - NA		

**PART V – SUPPLEMENTARY INFORMATION**

**SCHEDULE OF PROJECTED REVENUES AND DEBT COVERAGE**

Begin with the fiscal year preceding first anticipated semiannual loan payment and continuing for at least three additional years. Attach a separate page for previous State Revolving Fund loans. (*Attachment #*NA)

	<u>FY 2018</u>	<u>FY 2019</u>	<u>FY 2020</u>	<u>FY 2021</u>	<u>FY 2022</u>
(a) Operating Revenue	<u>3,150,000</u>	<u>3,307,500</u>	<u>3,472,875</u>	<u>3,646,519</u>	<u>3,828,845</u>
(b) Interest Income	<u>78,750</u>	<u>82,688</u>	<u>86,822</u>	<u>91,163</u>	<u>95,721</u>
(c) Other Income or Revenue (identify)					
(d) Total Revenues	<u>3,228,750</u>	<u>3,390,188</u>	<u>3,559,697</u>	<u>3,737,682</u>	<u>3,924,566</u>
(e) Operating Expenses (excluding interest on debt, depreciation, and other non-cash items)	<u>1,394,645</u>	<u>1,450,431</u>	<u>1,508,448</u>	<u>1,568,786</u>	<u>1,631,538</u>
(f) Net Revenues (f = d - e)	<u>1,834,105</u>	<u>1,939,756</u>	<u>2,051,249</u>	<u>2,168,896</u>	<u>2,293,028</u>
(g) Revenue (including coverage) pledged to debt service, excluding SRF loans					
(h) Revenue (including coverage) pledged to outstanding SRF loans	<u>88,371</u>	<u>176,742</u>	<u>176,742</u>	<u>176,742</u>	<u>176,742</u>
(i) Revenue Available for this SRF Loan [(i) = (f) – (g) – (h)]	<u>1,745,734</u>	<u>1,763,014</u>	<u>1,874,507</u>	<u>1,992,154</u>	<u>2,116,286</u>
(j) Identify the source of the above information and explain methods used to develop the projections ( <i>Attachment #</i> <u>Four</u> ). Include an explanation of any revenue and expense growth or other adjustments; for example, any rate increases, service growth, inflation adjustments, expense adjustments reflecting the cost of operating additional facilities, or other considerations.					
(k) For construction loans, are the above projections consistent with the accepted financial feasibility information?				X Yes <input type="checkbox"/> No	

If “No”, please explain. (*Attachment #*\_\_\_\_)

## **PART V – SUPPLEMENTARY INFORMATION**

## LIST OF ATTACHMENTS

LIST OF ATTACHMENTS. This application requires the submittal of *Attachments* to provide supplemental information. The application is not complete without the completed *List of Attachments*. Please list all attachments that you are including with this application form.

[illegible]

## **ATTACHMENT ONE**

### **Project Information**

Project Sponsor:	City of Pompano Beach
Project Name:	Stormwater Management – Esquire Lake Neighborhood Stormwater Improvements
Project Number:	06242

Based on the City’s Stormwater Master Plan, the Esquire Lake Neighborhood was identified as priority drainage basin in need of stormwater system improvements based on the historical flooding problems observed by City staff, the flooding complaints received from residents, and the results from the existing conditions stormwater model. The Esquire Lake Neighborhood is bound by NW 6th Street to the south, NW 27th Avenue to the west, Powerline Road to the east and Martin Luther King Boulevard to the north. The Esquire Lake Neighborhood typically experiences significant flooding throughout the area during heavy rainfall events. Based on the results of the existing conditions stormwater model along with the observations by City staff, the flooding problem area is more concentrated in the northern half of the project instead of the southern half.

The residential neighborhood contains a lake towards the east side, which collects runoff from all local roadways through gravity stormwater pipes ranging in size from 12- inches to 36-inches. The discharge from the lake is controlled by the discharge pipe invert elevation that overflows to the stormwater system on Powerline Road and then to a series of 60-inch diameter pipes that extend south along NW 21st Avenue discharging to the Pompano Canal.

The primary purpose of the Esquire Lake Neighborhood Drainage Improvement Project is to reduce the flooding depth and duration within the neighborhood during significant storm events. The stormwater improvements within the Esquire Lake Neighborhood includes the implementation of pipe upsizing, swale regrading and new exfiltration trench.

The document “Bid/Contract Documents Esquire Lake Neighborhood Improvements” will be the construction contract documents when the bid is awarded.

**CITY OF POMPANO BEACH, FLORIDA****COMBINING STATEMENT OF REVENUES, EXPENSES AND CHANGES IN NET POSITION****NONMAJOR ENTERPRISE FUNDS****FOR THE FISCAL YEAR ENDED SEPTEMBER 30, 2016**

	<u>Pier</u>	<u>Airpark</u>	<u>Golf</u>
<b>OPERATING REVENUES</b>			
Charges for services	\$ -	\$ 1,090,762	\$ 2,569,108
Miscellaneous	-	-	-
Total operating revenues	-	1,090,762	2,569,108
<b>OPERATING EXPENSES</b>			
Personnel services	63,376	378,261	721,129
Other current expenses	113,608	610,248	2,910,198
Depreciation	59,010	1,213,120	380,081
Total operating expenses	235,994	2,201,629	4,011,408
Operating income (loss)	(235,994)	(1,110,867)	(1,442,300)
<b>NONOPERATING REVENUES (EXPENSES)</b>			
Investment earnings	12,280	5,894	33,312
Miscellaneous revenue	-	5,430	-
Interest expense	-	-	(1,696)
Gain or (loss) from disposition of capital assets	-	5,313	-
Total nonoperating revenues (expenses)	12,280	16,637	31,616
Income (loss) before contributions and transfers	(223,714)	(1,094,230)	(1,410,684)
Capital grants and contributions	-	56,782	4,962
Operating grants and contributions	-	27,639	-
Transfers in	-	-	1,092,378
Transfers out	-	-	-
Change in net position	(223,714)	(1,009,809)	(313,344)
Total net position - beginning	3,047,043	15,148,735	6,932,427
Total net position - ending	\$ 2,823,329	\$ 14,138,926	\$ 6,619,083

Sanitation	Stormwater	Total
\$ 6,906,161	\$ 2,973,219	\$ 13,539,250
97,406	-	97,406
7,003,567	2,973,219	13,636,656
310,446	538,503	2,011,715
4,320,952	666,175	8,621,181
11,758	1,096,602	2,760,571
4,643,156	2,301,280	13,393,467
2,360,411	671,939	243,189
(7,457)	90,322	134,351
-	-	5,430
-	-	(1,696)
-	52,848	58,161
(7,457)	143,170	196,246
2,352,954	815,109	439,435
-	-	61,744
-	-	27,639
-	-	1,092,378
(1,767,368)	(214,550)	(1,981,918)
585,586	600,559	(360,722)
543,154	19,932,556	45,603,915
\$ 1,128,740	\$ 20,533,115	\$ 45,243,193

**CITY OF POMPANO BEACH, FLORIDA**
**COMBINING STATEMENT OF REVENUES, EXPENSES AND CHANGES IN FUND NET POSITION**  
**NONMAJOR ENTERPRISE FUNDS**  
**FOR THE FISCAL YEAR ENDED SEPTEMBER 30, 2015**

	<u>Pier</u>	<u>Airpark</u>	<u>Golf</u>
<b>OPERATING REVENUES</b>			
Charges for services	\$ 17,869	\$ 1,052,145	\$ 2,865,570
Total operating revenues	<u>17,869</u>	<u>1,052,145</u>	<u>2,865,570</u>
<b>OPERATING EXPENSES</b>			
Personnel services	(38,352)	375,673	730,694
Other current expenses	235,825	560,929	3,561,834
Depreciation	<u>73,722</u>	<u>1,278,760</u>	<u>453,269</u>
Total operating expenses	<u>271,195</u>	<u>2,215,362</u>	<u>4,745,797</u>
Operating income (loss)	<u>(253,326)</u>	<u>(1,163,217)</u>	<u>(1,880,227)</u>
<b>NONOPERATING REVENUES</b>			
<b>(EXPENSES)</b>			
Investment earnings	16,128	5,385	23,741
Miscellaneous revenue	-	30,653	-
Interest expense	-	-	(2,777)
Gain or (loss) from disposition of capital assets	<u>-</u>	<u>-</u>	<u>-</u>
Total nonoperating revenues (expenses)	<u>16,128</u>	<u>36,038</u>	<u>20,964</u>
Income (loss) before contributions and transfers	(237,198)	(1,127,179)	(1,859,263)
Capital grants and contributions	-	1,138,326	-
Transfers in	-	-	2,042,930
Transfers out	<u>-</u>	<u>-</u>	<u>-</u>
Change in net position	(237,198)	11,147	183,667
Total net position - beginning	3,332,972	15,532,562	7,242,501
Restatement of beginning net position for GASB 68 and 71 implementation	<u>(48,731)</u>	<u>(394,974)</u>	<u>(493,741)</u>
Total net position - beginning, as restated (Note (III)(H))	<u>3,284,241</u>	<u>15,137,588</u>	<u>6,748,760</u>
Total net position - ending	<u>\$ 3,047,043</u>	<u>\$ 15,148,735</u>	<u>\$ 6,932,427</u>



Sanitation	Stormwater	Total
\$ 5,899,635	\$ 2,843,950	\$ 12,679,169
5,899,635	2,843,950	12,679,169
230,900	377,890	1,676,805
3,976,146	722,682	9,057,416
15,596	1,015,516	2,836,863
4,222,642	2,116,088	13,571,084
1,676,993	727,862	(891,915)
(6,375)	68,451	107,330
-	-	30,653
-	-	(2,777)
58	34,560	34,618
(6,317)	103,011	169,824
1,670,676	830,873	(722,091)
-	-	1,138,326
-	-	2,042,930
(1,728,649)	(205,785)	(1,934,434)
(57,973)	625,088	524,731
868,378	19,791,849	46,768,262
(267,251)	(484,381)	(1,689,078)
601,127	19,307,468	45,079,184
\$ 543,154	\$ 19,932,556	\$ 45,603,915

**CITY OF POMPANO BEACH, FLORIDA**
**COMBINING STATEMENT OF REVENUES, EXPENSES AND CHANGES IN FUND NET POSITION  
 NONMAJOR ENTERPRISE FUNDS  
 FOR THE FISCAL YEAR ENDED SEPTEMBER 30, 2014**

	<u>Pier</u>	<u>Airpark</u>	<u>Parking</u>
<b>OPERATING REVENUES</b>			
Charges for services	\$ 99,231	\$ 1,032,154	\$ 1,329,380
Contract fee extension	-	-	-
Fines and forfeitures	-	-	311,623
Miscellaneous	-	-	1,150
Total operating revenues	<u>99,231</u>	<u>1,032,154</u>	<u>1,642,153</u>
<b>OPERATING EXPENSES</b>			
Personal services	31,780	381,949	-
Other current expenses	112,030	660,345	727,469
Depreciation	73,664	1,065,631	-
Total operating expenses	<u>217,474</u>	<u>2,107,925</u>	<u>727,469</u>
Operating income (loss)	<u>(118,243)</u>	<u>(1,075,771)</u>	<u>914,684</u>
<b>NONOPERATING REVENUES (EXPENSES)</b>			
Investment earnings	12,742	(8,818)	2,316
Miscellaneous revenue	-	2,671	-
Interest expense	-	-	-
Gain or (loss) from disposition of capital assets	<u>-</u>	<u>1,672</u>	<u>-</u>
Total nonoperating revenues (expenses)	<u>12,742</u>	<u>(4,475)</u>	<u>2,316</u>
Income (loss) before contributions and transfers	(105,501)	(1,080,246)	917,000
Capital grants and contributions	-	1,083,349	-
Transfers in	32,295	-	-
Transfers out	<u>-</u>	<u>-</u>	<u>(1,200)</u>
Change in net position	(73,206)	3,103	915,800
Total net position - beginning	<u>3,406,178</u>	<u>15,529,459</u>	<u>-</u>
Total net position - ending	<u>\$ 3,332,972</u>	<u>\$ 15,532,562</u>	<u>\$ 915,800</u>

<b>Golf</b>	<b>Sanitation</b>	<b>Stormwater</b>	<b>Total</b>
\$ 2,638,276	\$ 5,797,028	\$ 2,621,597	\$ 13,517,666
-	416,666	-	416,666
-	-	-	311,623
-	-	-	1,150
<u>2,638,276</u>	<u>6,213,694</u>	<u>2,621,597</u>	<u>14,247,105</u>
731,986	249,116	417,443	1,812,274
3,490,197	4,002,768	570,166	9,562,975
<u>479,492</u>	<u>39,182</u>	<u>877,864</u>	<u>2,535,833</u>
<u>4,701,675</u>	<u>4,291,066</u>	<u>1,865,473</u>	<u>13,911,082</u>
<u>(2,063,399)</u>	<u>1,922,628</u>	<u>756,124</u>	<u>336,023</u>
13,201	9,961	36,632	66,034
-	-	-	2,671
(3,841)	-	-	(3,841)
<u>(163,415)</u>	<u>-</u>	<u>1,210</u>	<u>(160,533)</u>
<u>(154,055)</u>	<u>9,961</u>	<u>37,842</u>	<u>(95,669)</u>
(2,217,454)	1,932,589	793,966	240,354
-	-	5,591	1,088,940
1,588,770	-	-	1,621,065
<u>(800)</u>	<u>(2,523,639)</u>	<u>(188,709)</u>	<u>(2,714,348)</u>
<u>(629,484)</u>	<u>(591,050)</u>	<u>610,848</u>	<u>236,011</u>
<u>7,871,985</u>	<u>1,459,428</u>	<u>19,181,001</u>	<u>47,448,051</u>
<u>\$ 7,242,501</u>	<u>\$ 868,378</u>	<u>\$ 19,791,849</u>	<u>\$ 47,684,062</u>

**CITY OF POMPANO BEACH, FLORIDA**
**COMBINING STATEMENT OF REVENUES, EXPENSES AND CHANGES IN FUND NET POSITION  
 NONMAJOR ENTERPRISE FUNDS  
 FOR THE FISCAL YEAR ENDED SEPTEMBER 30, 2013**

	<b>Pier</b>	<b>Airpark</b>	<b>Golf</b>
<b>OPERATING REVENUES</b>			
Charges for services	\$ 134,660	\$ 977,911	\$ 2,746,380
Contract fee extension	-	-	-
Total operating revenues	<u>134,660</u>	<u>977,911</u>	<u>2,746,380</u>
<b>OPERATING EXPENSES</b>			
Personal services	43,959	380,469	721,058
Other current expenses	231,139	564,929	3,017,888
Depreciation	<u>73,665</u>	<u>472,569</u>	<u>493,148</u>
Total operating expenses	<u>348,763</u>	<u>1,417,967</u>	<u>4,232,094</u>
Operating income (loss)	<u>(214,103)</u>	<u>(440,056)</u>	<u>(1,485,714)</u>
<b>NONOPERATING REVENUES (EXPENSES)</b>			
Interest and investment revenue	5,565	2,196	(4,606)
Miscellaneous revenue	-	1,000	-
Gain or (loss) from disposition of capital assets	<u>-</u>	<u>4,320</u>	<u>60,585</u>
Total nonoperating revenues (expenses)	<u>5,565</u>	<u>7,516</u>	<u>55,979</u>
Income (loss) before contributions and transfers	(208,538)	(432,540)	(1,429,735)
Capital grants and contributions	-	1,552,301	-
Transfers in	-	-	1,602,605
Transfers out	<u>-</u>	<u>-</u>	<u>-</u>
Change in net position	(208,538)	1,119,761	172,870
Total net position - beginning	<u>3,614,716</u>	<u>14,409,698</u>	<u>7,699,115</u>
Total net position - ending	<u>\$ 3,406,178</u>	<u>\$ 15,529,459</u>	<u>\$ 7,871,985</u>

<b>Sanitation</b>	<b>Stormwater</b>	<b>Total</b>
\$ 5,708,478	\$ 2,399,107	\$ 11,966,536
416,667	-	416,667
6,125,145	2,399,107	12,383,203
229,782	477,295	1,852,563
3,953,185	589,393	8,356,534
37,213	831,757	1,908,352
4,220,180	1,898,445	12,117,449
1,904,965	500,662	265,754
(7,073)	14,486	10,568
-	-	1,000
-	-	64,905
(7,073)	14,486	76,473
1,897,892	515,148	342,227
-	135,727	1,688,028
-	6,500	1,609,105
(2,873,946)	(189,044)	(3,062,990)
(976,054)	468,331	576,370
2,435,482	18,712,670	46,871,681
\$ 1,459,428	\$ 19,181,001	\$ 47,448,051

**CITY OF POMPANO BEACH, FLORIDA****COMBINING STATEMENT OF REVENUES, EXPENDITURES AND CHANGES IN FUND NET ASSETS  
NONMAJOR ENTERPRISE FUNDS  
FOR THE FISCAL YEAR ENDED SEPTEMBER 30, 2012**

	<u>Pier</u>	<u>Airpark</u>	<u>Golf</u>
<b>OPERATING REVENUES</b>			
Charges for services	\$ 124,299	\$ 1,021,156	\$ 2,139,463
Contract fee extension	-	-	-
Total operating revenues	<u>124,299</u>	<u>1,021,156</u>	<u>2,139,463</u>
<b>OPERATING EXPENSES</b>			
Personal services	33,875	388,945	598,480
Other current expenses	138,507	538,935	2,551,957
Depreciation	<u>73,663</u>	<u>458,197</u>	<u>437,049</u>
Total operating expenses	<u>246,045</u>	<u>1,386,077</u>	<u>3,587,486</u>
Operating income (loss)	<u>(121,746)</u>	<u>(364,921)</u>	<u>(1,448,023)</u>
<b>NONOPERATING REVENUES (EXPENSES)</b>			
Interest and investment revenue	22,531	15,419	35,900
Miscellaneous revenue	-	-	-
Miscellaneous expense	<u>-</u>	<u>-</u>	<u>(31,313)</u>
Total nonoperating revenues (expenses)	<u>22,531</u>	<u>15,419</u>	<u>4,587</u>
Income (loss) before contributions and transfers	(99,215)	(349,502)	(1,443,436)
Capital grants and contributions	-	355,691	-
Transfers in	-	-	1,851,335
Transfers out	<u>-</u>	<u>-</u>	<u>-</u>
Change in net assets	(99,215)	6,189	407,899
Total net assets - beginning	<u>3,713,931</u>	<u>14,403,509</u>	<u>7,291,216</u>
Total net assets - ending	<u>\$ 3,614,716</u>	<u>\$ 14,409,698</u>	<u>\$ 7,699,115</u>

<b>Sanitation</b>	<b>Stormwater</b>	<b>Total</b>
\$ 5,734,397	\$ 2,440,907	\$ 11,460,222
416,667	-	416,667
6,151,064	2,440,907	11,876,889
222,539	425,502	1,669,341
3,872,842	576,489	7,678,730
52,167	884,848	1,905,924
4,147,548	1,886,839	11,253,995
2,003,516	554,068	622,894
(12,607)	62,065	123,308
81	46,500	46,581
(20,231)	-	(51,544)
(32,757)	108,565	118,345
1,970,759	662,633	741,239
-	-	355,691
-	13,540	1,864,875
(2,264,665)	(162,748)	(2,427,413)
(293,906)	513,425	534,392
2,729,388	18,199,245	46,337,289
\$ 2,435,482	\$ 18,712,670	\$ 46,871,681

## City of Pompano Beach

## Reconciliation of Operating expenses (supplementary information) to audit report

FY 2016 and 2015

	FY 2016	FY 2015
<b>Total Operating Expenses*</b>	2,301,280	2,116,088
Excluding non-cash items:		
Depreciation**	(1,096,602)	(1,015,516)
Other post employment benefit**	(3,838)	(3,513)
Compensated absences**	(7,644)	(10,124)
Non-Cash pension adjustments**	(41,119)	33,855
<b>Total Operating Expenses (excluding non-cash items)</b>	<b><u>1,152,077</u></b>	<b><u>1,120,790</u></b>

\*Actual amounts are based on audited financial statements. See attached pages from audited financial statement from FY 2012- FY 2016

\*\*Amounts are included in the audited financials statements and have been separately itemized from the City's Financial ledger.



## Attachment 4 (1 of 7)

### City of Pompano Beach

#### Identification of Source and Methods used for Projections

FY 2018 to 2022

	FY 2017 Budget	FY 2016 Actual	FY 2015 Actual	FY 2014 Actual	FY 2013 Actual	FY 2012 Actual
<b>Total Operating Revenues*</b>	3,000,000	2,973,219	2,843,950	2,621,597.00	2,399,107.00	2,440,907.00
Interest Income*	75,000	90,322	68,451	36,632	14,486	62,065
Other Revenues*		52,848	34,560	1,210		46,500
<b>Total Revenues*</b>	<b>3,075,000</b>	<b>3,116,389</b>	<b>2,946,961</b>	<b>2,659,439</b>	<b>2,413,593</b>	<b>2,549,472</b>
	-1%	6%	11%	10%	-5%	

5% = Average change from 2012 - 2016

<b>Total Operating Expenses per audit report*</b>	<b>1,341,005</b>	<b>2,301,280</b>	<b>2,116,088</b>	<b>1,865,473</b>	<b>1,898,445</b>	<b>1,886,839</b>
Excluding non-cash items:						
Depreciation**	-	(1,096,602)	(1,015,516)	(877,864)	(831,757)	(884,848)
Other post employment benefit**	-	(3,838)	(3,513)	(4,230)	(3,917)	(6,325)
Compensated absences**	-	(7,644)	(10,124)	(3,670)	10,021	(2,862)
Non-Cash pension adjustments**	-	(41,119)	33,855			
<b>Operating expenses excluding non-cash items</b>	<b>1,341,005</b>	<b>1,152,077</b>	<b>1,120,790</b>	<b>979,709</b>	<b>1,072,792</b>	<b>992,804</b>
	16%	3%	14%	-9%	8%	

4% = Average change from 2012 - 2016

\*Actual amounts are based on audited financial statements. See attached pages from audited financial statement from FY 2012- FY 2016  
For fiscal year 2017 the adopted budget is used for the projection analysis. See attached pages from FY 2017 Adopted Budget Book.

\*\*Amounts are included in the audited financials statements and have been separately itemized from the City's Financial ledger.

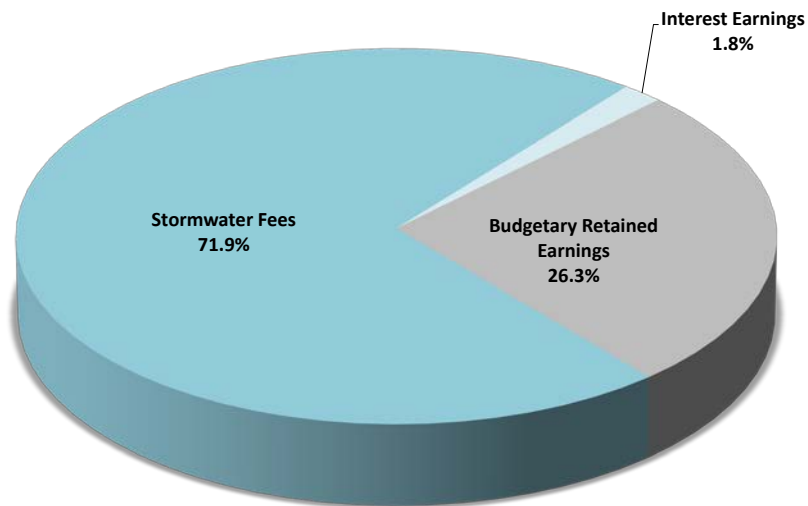
Projected Fiscal Year 2018 through Fiscal Year 2022 Stormwater revenues have been adjusted by 5% for each year based on the trend from 2012 - 2016. This also coincides with tiered Storm water Fee increases already authorized by the City Commission through 2023 (see attached).

Projected Fiscal Year 2018 through Fiscal Year 2022 Stormwater expenses are shown as increasing at 4% each year based on the trend from 2012 - 2016.

## Stormwater Utility Fund Revenues

Description	FY 2014 Actuals	FY 2015 Actuals	FY 2016 Adopted	FY 2017 Adopted	Variance
Broward County Contract Reimbursement	-	-	-	-	-
<b>INTERGOVERNMENTAL SUBTOTAL =</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
Stormwater Fees	2,621,293	2,843,950	2,701,198	3,000,000	298,802
<b>CHARGES FOR SERVICES SUBTOTAL =</b>	<b>\$2,621,293</b>	<b>\$2,843,950</b>	<b>\$2,701,198</b>	<b>\$3,000,000</b>	<b>\$298,802</b>
Interest Earnings	65,295	94,352	44,000	75,000	31,000
Interest Realized Gain (Loss)	(30,035)	(28,743)	-	-	-
Net Fair Value	1,372	2,842	-	-	-
Other Revenues	304	-	-	-	-
Sale of Fixed Assets	1,210	34,560	-	-	-
<b>MISCELLANEOUS SUBTOTAL =</b>	<b>\$38,146</b>	<b>\$103,011</b>	<b>\$44,000</b>	<b>\$75,000</b>	<b>\$31,000</b>
Contributed Capital	5,591	-	-	-	-
<b>OTHER SOURCES SUBTOTAL =</b>	<b>\$5,591</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
Budgetary Retained Earnings	-	-	1,358,698	1,100,000	(258,698)
<b>OTHER FINANCING SOURCES SUBTOTAL =</b>	<b>\$0</b>	<b>\$0</b>	<b>\$1,358,698</b>	<b>\$1,100,000</b>	<b>(\$258,698)</b>
<b>GRAND TOTAL STORMWATER FUND =</b>	<b>\$2,665,030</b>	<b>\$2,946,961</b>	<b>\$4,103,896</b>	<b>\$4,175,000</b>	<b>\$71,104</b>

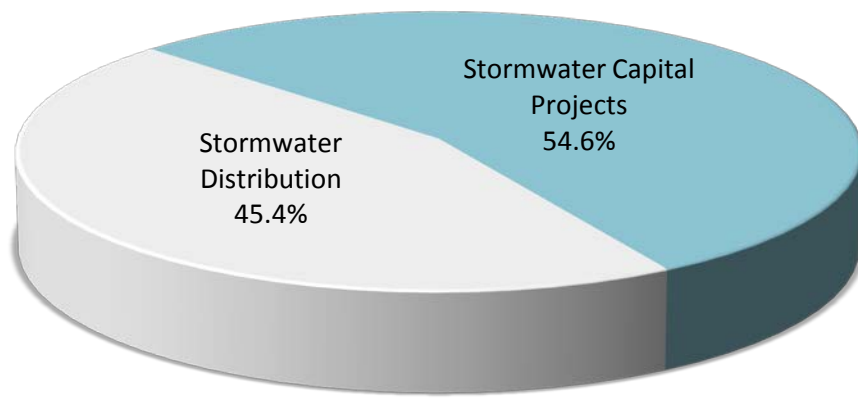
FY 2017 ADOPTED REVENUES



## Stormwater Utility Fund Summary

Stormwater Utility Fund	FY 2014 Actual	FY 2015 Actual	FY 2016 Adopted	FY 2017 Adopted	Variance
Stormwater Distribution	2,444,663	2,761,419	1,627,573	1,895,153	267,580
Stormwater Capital Projects	548,351	384,294	2,476,323	\$2,279,847	(196,476)
<b>Total</b>	<b>\$2,993,014</b>	<b>\$3,145,713</b>	<b>\$4,103,896</b>	<b>\$4,175,000</b>	<b>\$71,104</b>

## FY 2017 Stormwater Utility Fund



## Financial Summary

Stormwater Distribution	FY 2014 Actual	FY 2015 Actual	FY 2016 Adopted	FY 2017 Adopted	Variance
Personal Services	417,443	377,890	625,423	644,266	18,842
Operating Expenses	1,448,029	1,730,997	679,463	696,739	17,276
Capital	390,482	446,747	11,762	23,066	11,304
Inter-Fund Transfers	188,709	205,785	184,550	195,622	11,072
Working Capital Reserve	--	--	126,375	335,460	209,085
<b>Total</b>	<b>\$2,444,663</b>	<b>\$2,761,419</b>	<b>\$1,627,573</b>	<b>\$1,895,153</b>	<b>\$267,580</b>

Stormwater Capital	FY 2014 Actual	FY 2015 Actual	FY 2016 Adopted	FY 2017 Adopted	Variance
Capital Projects	548,351	384,294	2,476,323	2,279,847	(196,476)
<b>Total</b>	<b>\$2,993,014</b>	<b>\$3,145,713</b>	<b>\$4,103,896</b>	<b>\$4,175,000</b>	<b>\$71,104</b>

[Print](#)

Attachment 4 (4 of 7)

## Pompano Beach, Florida Code of Ordinances

**§ 53.12 STORMWATER FEES.**

Within the city's fiscal year (FY), October 1st to September 30th, the monthly stormwater service charge per equivalent residential unit (ERU) shall be as follows:

FY 2014	\$3.21
FY 2015	\$3.43
FY 2016	\$3.68
FY 2017	\$3.93
FY 2018	\$4.21
FY 2019	\$4.50
FY 2020	\$4.82
FY 2021	\$5.15
FY 2022	\$5.52
FY 2023	\$5.90

(Ord. 98-13, passed 11-25-97; Am. Ord. 2013-83, passed 9-24-13)

disbursements are made until six months before the first Semiannual Loan Payment is due. Capitalized Interest is estimated prior to establishing the schedule of actual disbursements.

If the total amount disbursed within eighteen months after the effective date of this Agreement is less than half of the authorized Loan amount, then the Corporation, in consultation with the Department, may unilaterally reduce the authorized loan amount.

#### 10.02. LOAN SERVICE FEE.

The Loan Service Fee is estimated as \$69,311 for the Loan amount authorized to date. The fee represents two percent of the Loan amount excluding Capitalized Interest amounts; that is, two percent of \$3,465,528. The Loan Service Fee is estimated at the time of execution of the loan agreement and shall be revised with any increase or decrease amendment. The Loan Service Fee is based on actual Project costs and assessed in the final amendment. The Local Borrower shall pay the Loan Service Fee from the first available repayments following the final amendment.

Capitalized Interest is computed on the assessed Loan Service Fee at the Financing Rate, or rates and included in the final amendment. It accrues and is compounded annually from the final amendment date until six months before the first Semiannual Loan Payment is due. A service fee assessed in a final amendment occurring later than six months before the first Semiannual Loan Payment date would not accrue Capitalized Interest charges.

#### 10.03. FINANCING RATE.

The Financing Rate on the unpaid principal of the Loan amount specified in Section 10.01 is 0 percent per annum. The Financing Rate equals the sum of the interest rate and the Grant Allocation Assessment Rate. The interest rate is 0 percent per annum and the Grant Allocation Assessment rate is 0 percent per annum. However, if this Agreement is not executed by the Local Borrower and returned to the Department before January 1, 2017, the Financing Rate may be adjusted. A new Financing Rate shall be established for any funds provided by amendment to this Agreement.

#### 10.04. LOAN TERM.

The Loan shall be repaid in 40 Semiannual Loan Payments.

#### 10.05. REPAYMENT SCHEDULE.

The Semiannual Loan Payment shall be computed based upon the principal amount of the Loan plus the estimated Loan Service Fee and capitalized Loan Service Fee interest and the principle of level debt service. The amount of Loan proceeds authorized for disbursement and associated Capitalized Interest will be treated as the Loan principal for computing the Semiannual Loan Payment. The Semiannual Loan Payment amount may be adjusted, by amendment of this Agreement, based upon revised information. After the final disbursement of Loan proceeds, the Semiannual Loan Payment shall be based upon the actual Project costs and the Loan Service Fee, and actual dates and amounts of disbursements, taking into consideration any previous payments. Actual Project costs shall be established after the Department's inspection of the completed Project

and associated records. The Corporation will deduct the Loan Service Fee and all associated interest from the first available repayments following the final amendment.

Each Semiannual Loan Payment shall be in the amount of \$88,371 until the payment amount is adjusted by amendment. The interest and Grant Allocation Assessment portions of each Semiannual Loan Payment shall be computed, using their respective rates, on the unpaid balance of the principal amount of the Loan, which principal includes Capitalized Interest. Interest (at the Financing Rate) also shall be computed on the estimated Loan Service Fee. The interest and Grant Allocation Assessment on the unpaid balance shall be computed as of the due date of each Semiannual Loan Payment.

Semiannual Loan Payments shall be paid to, and must be received by, the Trustee beginning on June 15, 2018 and semiannually thereafter on December 15 and June 15 of each year until all amounts due hereunder have been fully paid. Funds transfer shall be made by electronic means.

The Semiannual Loan Payment amount is based on the total amount owed of \$3,534,839, which consists of the Loan principal, and the estimated Loan Service Fee.

#### 10.06. PROJECT COSTS.

The Local Borrower, the Corporation and the Department acknowledge that the actual Project costs have not been determined as of the effective date of this Agreement. Project cost adjustments may be made as a result of construction bidding or Project changes agreed upon by the Department. Capitalized Interest will be recalculated based on actual dates and amounts of Loan disbursements. If the Local Borrower receives other governmental financial assistance for this Project, the costs funded by such other governmental assistance will not be financed by this Loan. The Department shall establish the final Project costs after its final inspection of the Project records. Changes in Project costs may also occur as a result of the Local Borrower's Project audit or a Department audit. The Local Borrower agrees to the following estimates of Project costs:

#### PROJECT COSTS

<u>CATEGORY</u>	<u>COST(\$)</u>
Construction and Demolition	3,115,980
Contingencies	311,598
Technical Services After Bid Opening	37,950
Subtotal (Disbursable Amount)	3,465,528
Capitalized Interest	0
TOTAL (Loan Principal Amount)	3,465,528

#### 10.07. PROJECT SCHEDULE.

The Local Borrower agrees by execution hereof:

(1) Invoices submitted for work performed on or after May 24, 2016 shall be eligible for reimbursement.

(2) Completion of Project construction is scheduled for December 15, 2017.

(3) The Loan Debt Service Account shall be established and Monthly Loan Deposits shall begin no later than December 5, 2017.

(4) The initial annual certification required under Subsection 2.01(10) of this Agreement shall be due March 15, 2018. Thereafter the certification shall be submitted no later than September 30 of each year until the final Semiannual Loan Payment is made.

(5) The first Semiannual Loan Payment in the amount of \$88,371 shall be due June 15, 2018.

#### 10.08. SPECIAL CONDITIONS.

Prior to any funds being released, the Local Borrower shall submit a certified copy of the Resolution which authorizes the application, establishes the Pledged Revenues, and designates an Authorized Representative for signing the application and executing the Loan Agreement.

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**CITY OF POMPANO BEACH  
Broward County, Florida**

**A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO APPLY FOR THE STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION REVOLVING LOAN PROGRAM FOR POINT SOURCE WATER POLLUTION CONTROL; UPON APPROVAL, EXECUTE THE CORRESPONDING LOAN AGREEMENT, PLEDGING OF STORMWATER UTILITY FEES AS THE REVENUES TO REPAY THE LOAN, AND PROVIDING FOR CARRYING OUT ALL LOAN RESPONSIBILITIES UNDER THE AGREEMENT; PROVIDING FOR CONFLICTS, PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, Florida Statutes provides for loans to local government agencies to finance the construction of wastewater treatment facilities; 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.WW06242 as eligible for available funding; and

**WHEREAS**, the City of Pompano Beach, 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 COMMISSION OF THE CITY OF POMPANO BEACH FLORIDA:**

**SECTION 1.** The foregoing findings are incorporated herein by reference and made a part hereof.

**SECTION 2.** The City of Pompano Beach, Florida, is authorized to apply for a loan to finance the Project.



**SECTION 3.** The revenues pledged for the repayment of the loan are net stormwater system revenues.

**SECTION 4.** The City's Utilities Director is hereby designated as the authorized representative to provide the assurances and commitments required by the loan application.

**SECTION 5.** 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 6.** The legal authority for borrowing moneys to construct this Project is Section 166.111, Florida Statutes.

**SECTION 7.** All resolutions or part of Resolutions in conflict with any of the provisions of this Resolution are hereby repealed.

**SECTION 8.** 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 9.** This Resolution shall become effective upon passage.

**PASSED AND ADOPTED** this \_\_\_\_\_ day of \_\_\_\_\_, 2017.

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**LAMAR FISHER, MAYOR**

**ATTEST:**

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**ASCELETA HAMMOND, CITY CLERK**

MEB/jrm  
4/18/17  
l:reso/2017-201

**City Attorney's Communication #2017-578**

April 18, 2017

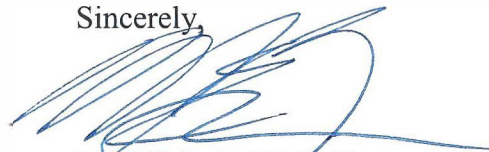
Ms. Angela Knecht  
Program Administrator  
State Revolving Fund Management  
3900 Commonwealth Blvd., Mail Station 3505  
Tallahassee, Florida 32399-3000

Re: Project Number - 06242  
Esquire Lake Neighborhood Stormwater Project

Dear Ms. Knecht:

I am the duly appointed City Attorney for the City of Pompano Beach. The City proposes to borrow \$3,230,287.00 from the State Revolving Fund for construction of the Esquire Lake Neighborhood Stormwater Project. The loan will be secured by the net revenues of the City's stormwater system and the pledged revenues are legally available to pledge. There are no senior liens concerning this pledge on revenues. Finally, the City of Pompano Beach has the legal authority to increase rates to ensure repayment of the loan.

Sincerely,



MARK E. BERMAN  
City Attorney

MEB/jrm  
L:cor/2017-578