

**RESOLUTION NO. 09-02-10**

**A RESOLUTION REPEALING TOWN RESOLUTION NO. 02-01-10 ENTITLED "A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA, PROVIDING FOR THE ISSUANCE OF GENERAL OBLIGATION BONDS FOR THE PURPOSE OF FINANCING ALL OR A PORTION OF THE COSTS OF THE ACQUISITION AND INSTALLATION OF STREET LIGHTING TO BE OWNED BY THE TOWN OF LAKE PARK, FLORIDA IN THE PRINCIPAL AMOUNT OF NOT EXCEEDING TWO MILLION FIVE HUNDRED THOUSAND DOLLARS (\$2,500,000), CALLING FOR A BOND REFERENDUM OF THE QUALIFIED ELECTORS OF THE TOWN OF LAKE PARK TO BE HELD ON MARCH 9, 2010, AS TO WHETHER GENERAL OBLIGATION BONDS FOR SUCH STREET LIGHTING PROJECT SHOULD BE ISSUED; AND PROVIDING AN EFFECTIVE DATE;" RATIFYING AND CONFIRMING ALL ACTIONS TAKEN BY THE TOWN COMMISSION AT A SPECIAL CALL MEETING ON JANUARY 28, 2010 TO WITHDRAW THE PROPOSED BOND REFERENDUM FROM THE MARCH 9, 2010 BALLOT AND PROVIDING AN EFFECTIVE DATE**

**WHEREAS**, the Constitution, the Town Charter and applicable laws of the State of Florida authorize and empower the Town of Lake Park, Florida (the "Town") to adopt this Resolution; and

**WHEREAS**, pursuant to Resolution No. 02-01-10 adopted on January 6, 2010, the Town Commission (the "Town Commission") authorized the holding of a bond referendum (the "Bond Referendum") on March 9, 2010 of the qualified electors of the Town to determine whether or not there would be issued general obligation bonds (the "Bonds") of the Town, in one or more series, in the aggregate principal amount of not exceeding TWO MILLION FIVE HUNDRED THOUSAND DOLLARS (\$2,500,000), to finance all or a portion of the cost of providing street lighting throughout the Town; and

**WHEREAS**, on January 28, 2010 at a Special Call Commission Meeting (the "Special Meeting") the Town Commission determined it was in the best interest of Town to withdraw the Bond Referendum from the March 9, 2010 Ballot; and

**WHEREAS**, the Town Commission wants to ratify and confirm the action taken by the Town Commission at the Special Meeting to withdraw the Bond Referendum from the March 9, 2010 Ballot, and hereby determines it is in the best interest of the Town to repeal Resolution No. 02-01-10.

**NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA THAT:**

**SECTION 1. Findings.** The findings of the Town Commission set forth in the foregoing recitals are hereby adopted.

**SECTION 2. Actions Ratified and Confirmed.** All actions taken by the Town Commission at the Special Meeting to withdraw the Bond Referendum from the March 9, 2010 Ballot are hereby ratified and confirmed.

**SECTION 3. Repeal of Resolution No. 02-01-10.** Town Resolution No. 02-01-10 is hereby repealed.

**SECTION 4. Effective Date.** This resolution shall take effect immediately.

[Remainder of page intentionally left blank]

The foregoing Resolution was offered by Commissioner Daly, who moved its adoption. The motion was seconded by Commissioner Rumsey and upon being put to a roll call vote, the vote was as follows:

	AYE	NAY
MAYOR DESCA DUBOIS	<u>/</u>	___
VICE-MAYOR JEFF CAREY	<u>/</u>	___
COMMISSIONER ED DALY	<u>/</u>	___
COMMISSIONER PATRICIA OSTERMAN	<u>/</u>	___
COMMISSIONER KENDALL RUMSEY	<u>/</u>	___

The Town Commission thereupon declared the foregoing Resolution NO. 09-02-10 duly passed and adopted this 3 day of February, 2010.

TOWN OF LAKE PARK, FLORIDA

BY: Desca Dubois  
DESCA DUBOIS  
MAYOR

ATTEST:

Vivian M. Lemley  
VIVIAN M. LEMLEY  
TOWN CLERK



Approved as to form and legal sufficiency:

BY: Thomas J. Baird  
THOMAS J. BAIRD  
TOWN ATTORNEY