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**RESOLUTION NO. R2025-23**

**A RESOLUTION OF WELLINGTON, FLORIDA'S COUNCIL  
RELATING TO THE STATE REVOLVING FUND LOAN  
PROGRAM; MAKING FINDINGS; AUTHORIZING THE LOAN  
APPLICATION; AUTHORIZING THE LOAN AGREEMENT;  
ESTABLISHING PLEDGED REVENUES; DESIGNATING  
AUTHORIZED REPRESENTATIVES; PROVIDING  
ASSURANCES; PROVIDING FOR CONFLICTS AND  
SEVERABILITY, AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, Florida Statutes provide 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. WW50160 as eligible for available funding; and

**WHEREAS**; the Village of Wellington, 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 WELLINGTON, FLORIDA'S COUNCIL** that:

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

**SECTION II.** The Village of Wellington, Florida, is authorized to apply for a loan to finance the Project.

**SECTION III.** The revenues pledged for the repayment of the loan are the utility water and wastewater system revenues after payment of debt service on the Village's:

- (1) Village of Wellington, Florida, Water and Sewer System Suntrust Loan dated 12/12/2018.
- (2) Village of Wellington, Florida, Water and Sewer System Suntrust Loan dated 01/04/2019.

Pursuant to Resolution 2018-70, the loan payments are payable from water and wastewater revenues. As this is not pledged revenue, there are no other senior liens.

**SECTION IV.** The Village Manager is hereby designated as the authorized

1 representative to provide the assurances and commitments required by the loan  
2 application.

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4 **SECTION V.** The Mayor is hereby designated as the authorized representative to  
5 execute the loan agreement which will become a binding obligation in accordance with  
6 its terms when signed by both parties. The Mayor is authorized to represent the Village  
7 in carrying out the Village’s responsibilities under the loan agreement. The Mayor is  
8 authorized to delegate responsibility to appropriate Village staff to carry out technical,  
9 financial, and administrative activities associated with the loan agreement.

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11 **SECTION VI.** The legal authority for borrowing monies to construct this Project is  
12 pursuant to Article VIII, section 2 of the Florida Constitution and Chapter 166 of the Florida  
13 Statutes.

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15 **SECTION VII.** All prior resolutions or portions thereof in conflict with any of the  
16 provisions of this Resolution are hereby repealed.

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18 **SECTION VIII.** Should any section, paragraph, sentence, clause, or phrase of this  
19 Resolution be declared by a court of competent jurisdiction to be invalid, unlawful, or  
20 unconstitutional, such decision shall not affect the validity of this Resolution as a whole  
21 or any portion or part thereof, other than the part so declared to be invalid.

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24 **SECTION 3.** This Resolution shall become effective immediately upon adoption.

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26 **PASSED AND ADOPTED** this \_\_\_\_\_ day of April, 2025.

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28 **ATTEST:**

**WELLINGTON**

29  
30 By: \_\_\_\_\_  
31 Chevelle D. Hall, Village Clerk

By: \_\_\_\_\_  
Michael J. Napoleone, Mayor

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33 **APPROVED AS TO FORM**  
34 **AND LEGAL SUFFICIENCY**

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36  
37 By: \_\_\_\_\_  
38 Laurie S. Cohen, Village Attorney  
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