

RESOLUTION NO. 26-24

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF COOPER CITY, FLORIDA, APPROVING AND AUTHORIZING THE CITY MANAGER TO PURSUE THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION CLEAN WATER STATE REVOLVING FUND (CWSRF) PROGRAM TO FUND A NEW HEADWORKS FACILITY AT THE COOPER CITY WASTEWATER TREATMENT PLANT; AUTHORIZING THE CITY MANAGER TO EXECUTE THE LOAN AGREEMENT FOR THE CWSRF PROGRAM FUNDING, SUBJECT TO APPROVAL BY THE CITY ATTORNEY'S OFFICE; PROVIDING FOR SECURITY OF THE LOAN THROUGH THE CITY'S UTILITY FUND; AUTHORIZING THE CITY MANAGER TO EXECUTE ANY NECESSARY AMENDMENTS TO THE LOAN AGREEMENT, ACCEPT THE LOAN FUNDING AND TAKE ANY AND ALL ACTION NECESSARY TO EFFECTUATE THE INTENT OF THIS RESOLUTION; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Cooper City (the "City") is seeking to construct a new Headworks Facility at the Cooper City Wastewater Treatment Plant ("WWTP") to increase system resilience and improve the City's ability to manager storm-related inflow (the "Project"); and

WHEREAS, the Project is identified and prioritized in the City's 2024 Water and Wastewater Master Plan; and

WHEREAS, the City desires to pursue funding assistance through the Clean Water Revolving Fund ("CWSRF") Program administered by the Florida Department of Environmental Protection ("DEP"), which provides low-interest loans for water quality infrastructure projects pursuant to Ch. 62-503, F.A.C.; and

WHEREAS, the estimated construction cost of the Project is \$7,420,000, and the City anticipates a loan with an approximate interest rate of 3% to be repaid over twenty (20) years; and

WHEREAS, the City is seeking other grant funding in the amount of \$1,092,000 to offset additional Project costs; and

WHEREAS, the City intends to secure the CWSRF loan with Utility Fund revenue and, if

necessary, other municipal funding sources with the exception of ad valorem revenue; and

WHEREAS, the City Commission seeks to authorize the City Manager to pursue such funding and, if awarded, to accept the loan and execute all necessary documents, subject to review by the City Attorney's Office; and

WHEREAS, the City Commission deems it to be in the best interests of the citizens and residents of the City to pursue the CWSRF program loan to fund the Project, as detailed herein.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF COOPER CITY, FLORIDA, THAT:

Section 1. The foregoing "WHEREAS" clause is hereby ratified and confirmed as being true and correct and is hereby made a specific part of this Resolution. All exhibits attached hereto are incorporated herein and made a part hereof.

Section 2. The City Commission of the City of Cooper City, Florida hereby approves and authorizes the City Manager to pursue a Clean Water State Revolving Fund ("CWSRF") loan in an amount not to exceed \$7,420,000 for the construction of the Cooper City Wastewater Treatment Plant New Headworks Facility Project. If the loan is awarded, the City Manager is hereby authorized to accept the loan, execute the loan documents and any amendments thereto, subject to review by the City Attorney's Office, and to take all action necessary to implement the terms and conditions of the loan agreements.

Section 3. The loan shall be payable solely from legally available Utility Fund revenues, including, but not limited to, water and sewer rates, fees, and charges and, if necessary, from other legally available non-ad valorem funding sources of the City. No ad valorem revenues shall be pledged, committed, or used to repay the loan. The loan shall not constitute a general obligation or indebtedness of the City within the meaning of any constitutional, statutory, or Charter limitation.

Section 4. The City Manager, or City Manager's designee, is hereby authorized and directed to execute any necessary amendments, to accept the grant funds and to take any and all action necessary to effectuate the intent of this resolution.

Section 5. All Resolutions or parts of Resolutions in conflict herewith, be and the same are repealed to the extent of such conflict.

Section 6. If any section, sentence, clause or phrase of this Resolution is held to be invalid or unconstitutional by any court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portions of this Resolution.

Section 7. This Resolution shall become effective immediately upon its passage and adoption.

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PASSED AND ADOPTED this 14th day of April, 2026.

JAMES CURRAN
Mayor

ATTEST:

TEDRA ALLEN
City Clerk

APPROVED AS TO LEGAL FORM:

JACOB G. HOROWITZ
City Attorney

ROLL CALL

Mayor Curran	_____
Commissioner Shrouder	_____
Commissioner Katzman	_____
Commissioner Mallozzi	_____
Commissioner Smith	_____