

RESOLUTION No. 09- 1885

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, APPOINTING THE CANVASSING BOARD FOR THE SPECIAL BOND REFERENDUM AND CALLING FOR THE ELECTION TO BE HELD JULY 14, 2009; PROVIDING FOR AN ALTERNATE AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, in accordance with the provision of the Charter of the Town of Surfside (Article VI Nominations and Elections, Section 108) the Town Commission shall appoint a Canvassing Board which shall consist of the Town Manager, the Town Clerk and One Commissioner who shall be selected by the Town Commission at the time the election is called to carry out the duties proscribed in the Town Charter.

WHEREAS, the Town Commission has called a Special Bond Referendum Election to determine whether or not the issuance of the Bonds in an aggregate amount of not exceeding Nine Million Dollars (\$9,000,000) shall be approved by such qualified electors to finance or refinance the cost of the project.

WHEREAS, it shall be the duty of the canvassing board to canvass returns and certify the results of said the election.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION OF THE TOWN OF SURFSIDE FLORIDA, AS FOLLOWS:

Section 1. The Town Commission hereby appoints the Town Manager, the Town Clerk and Elizabeth Calderon, a member of the Town Commission, to serve as the canvassing board to canvass returns and certify the results of the Special Bond Referendum Election to be held on Tuesday, July 14, 2009.

Section 2. If any of the foregoing are unable or unwilling to serve on the Canvassing Board, the Town Attorney shall serve as an alternate.

Section 3. Pursuant to the Town Charter, Article VI, Section 108 two members of the canvassing board shall constitute a quorum.

The Supervisor of Elections of Miami-Dade County, Florida (the "Supervisor of Elections") shall hold, administer and conduct the bond referendum in the manner prescribed by law. The Clerk of the Town (the "Clerk") and the Supervisor of Elections are directed to take all necessary measures to conduct the bond referendum in accordance with applicable law. The results shall be certified to the Department of State in accordance with Section 100.351, Florida Statutes. All procedures and requirements of the laws of the State of Florida, the Charter of the Town and other applicable law shall be complied with for the purpose of conducting the computation of ballots and completion of bond referendum procedures.

Debra E. Eastman, MMC, Town Clerk of the Town of Surfside, Florida, is hereby designated and appointed as the official representative of the Town Commission in all transactions with the Supervisor of Elections in relation to matters pertaining to the use of the registration books and the holding of said bond referendum.

Ballots containing the question set forth in Section 4 hereof shall be prepared for the use of absent electors entitled to cast such ballots in said bond referendum.

OFFICIAL BALLOT. The ballot for voting in the bond referendum shall be in substantially the following form:

**TOWN OF SURFSIDE, FLORIDA
GENERAL OBLIGATION BONDS
COMMUNITY CENTER, AQUATIC FACILITY, AND LIBRARY
COMPLEX PROJECT**

Shall the Town of Surfside, Florida issue bonds to finance or refinance the construction of a new community center complex, in one or more series not exceeding in the aggregate \$9,000,000, bearing interest rates not to exceed six percent (6%), maturing not to exceed 30 years from issuance of each series, pledging the Town's full faith and credit and ad valorem tax revenues?

Yes – For Bonds _____

No – Against Bonds _____

Section 4. This Resolution shall take effect immediately upon adoption.

Passed and adopted this 12th day of May, 2009

Charles Burkett
Mayor

Attest:



Debra E. Eastman, MMC
Town Clerk

Approved as to form and legality for the use
and benefit of the Town of Surfside only:



Lynn M. Dannheisser
Town Attorney

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