

RESOLUTION 2011-14

A RESOLUTION OF THE CITY OF LAKE WALES, FLORIDA, RELATING TO THE CITY'S \$1,870,300 REFUNDING REVENUE NOTE, SERIES 2009, THAT CURRENTLY REFUNDED THE ISSUER'S EQUIPMENT LEASE-PURCHASE AGREEMENT #22904 WHICH ORIGINALLY FINANCED VARIOUS PIECES OF EQUIPMENT; PROVIDING FOR THE SUBSTITUTION OF CERTAIN EQUIPMENT BEING REFINANCED BY THE NOTE; AND PROVIDING FOR AN EFFECTIVE DATE.

BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF LAKE WALES, FLORIDA, that:

SECTION 1. *Definitions.* Unless the context otherwise requires, terms used in this Resolution shall have the meanings specified in Resolution No. 09-12, adopted by the City Commission on September 15, 2009 (the "Note Resolution").

SECTION 2. *Authority for this Resolution.* This Resolution is adopted pursuant to the provisions of the Constitution of the State of Florida, Chapter 166, Florida Statutes, the Charter of the Issuer, the Note Resolution and other applicable provisions of law.

SECTION 3. *Findings.* It is hereby ascertained, determined and declared that:

(A) On September 17 2009, pursuant to the Note Resolution, the Issuer issued its \$1,870,300 Refunding Revenue Note, Series 2009 (the "Note") which currently refunded the Issuer's Equipment Lease-Purchase Agreement #22904, which originally financed various pieces of equipment including a live scan machine (the "Equipment").

(B) The Issuer, for purposes of the project refinanced with proceeds of the Note, now desires to substitute the live scan machine for a 2009 Chevrolet Police vehicle with less than 40,000 miles (the "Substitute Equipment").

(C) The current fair market value and remaining economic life of the Substitute Equipment equal or exceed the current fair market value and remaining economic life of the Equipment.

(D) It is in the best interest of the Issuer and the residents thereof that the Issuer authorize the substitution and trade of the Substitute Equipment for the Equipment.

SECTION 4. *Authorization of Substitution.* There is hereby authorized the substitution of the Equipment by the Substitute Equipment for purposes of the project financed with the proceeds of the Note.

SECTION 5. *Severability.* If any provision of this Resolution shall be held or deemed to be or shall, in fact, be illegal, inoperative or unenforceable in any context, the same shall not affect any other provision herein or render any other provision (or such provision in any other context) invalid, inoperative or unenforceable to any extent whatever.

SECTION 6. Repealer. All resolutions or parts thereof in conflict herewith are hereby repealed.

SECTION 7. Effective Date. This Resolution shall be effective immediately upon its adoption.

DULY RESOLVED this 2nd day of August, 2011.

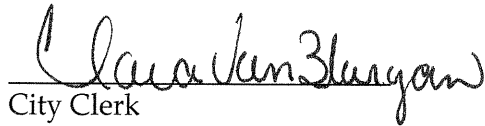
CITY COMMISSION OF THE CITY OF
LAKE WALES, FLORIDA

(SEAL)



Mayor

ATTEST:


City Clerk



Lake Wales Police Department

133 East Tillman Avenue – Lake Wales, Florida 33853
(863) 678-4223 Office (863) 678-4298 Fax

Memorandum

To: Honorable Mayor and City Commission
Via: Christopher Velasquez, Chief of Police
Judith Delmar, City Manager
From: Captain Patrick Quinn
Date: August 2, 2011
Subject: Proposed Resolution 2011-14, Intergovernmental exchange of equipment.

Synopsis:

Staff is recommending approval of Resolution 2011-14 recognizing the transfer of equipment between the City of Lake Wales Police Department and the Polk County Sheriff's Office.

Staff Recommendation:

Staff recommends that the Mayor and the City Commission approve the attached resolution authorizing the exchange of the following pieces of equipment.

- a. Live Scan Fingerprinting Device
- b. Ford F-350 Pickup Truck
- c. 2004 Mobile Command Trailer

In exchange the Polk County Sheriff's Office will provide four (4) Pursuit Package Chevrolet Impalas. The vehicles will have less than forty-thousand miles on them.

Background:

As the Police Department has been restructured to place greater resources in the field operations, a need has arisen to acquire suitable police package vehicles. The Chief of Police has contacted the Sheriff who has agreed to exchange four police package Chevrolet Impalas for our Ford F350 pickup truck, mobile command post and Motorola Print-Trak Live Scan Device.

During our current economic conditions the acquisition of police vehicles is challenging. As a solution Command Staff at the Police Department has conducted a value estimation on the above pieces of equipment. The F350 and Mobile Command Post are used on a seldom basis; should the need arise to have a command post at the scene of a major incident the Polk County Sheriff's Office as well as Polk County Emergency Management have assets that we could request. The Live Scan Device, although convenient, is not practical for use at a municipal police agency

The Mobile Command Post was acquired by proceeds from the Edward Byrne Memorial Justice Assistance Grant and the Law Enforcement Forfeiture Fund. The Live Scan Device was acquired from a lease purchase approved by the City Commission. The lease purchase was subsequently refinanced by a bond issuance on September 15, 2009. Because the Live Scan instrument was an asset of the bond issued, a resolution is necessary.

Staff Recommends approval.

Other Options:

The Commission may choose not to authorize the exchange of equipment.

Fiscal Impacts:

Asset change from the Live Scan device to four (4) Police Cars.

Attachments

Resolution 2011-14