

RESOLUTION NO. 94-91

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MANATEE COUNTY, FLORIDA, APPROVING, PURSUANT TO THE REQUIREMENTS OF SECTION 147(f) OF THE INTERNAL REVENUE CODE OF 1986, AS AMENDED, THE ISSUANCE OF NOT EXCEEDING \$16,510,000 POLLUTION CONTROL REVENUE REFUNDING BONDS (FLORIDA POWER & LIGHT COMPANY PROJECT), AND NOT EXCEEDING \$1,000,000 INDUSTRIAL DEVELOPMENT REVENUE REFUNDING BONDS (FLORIDA POWER & LIGHT COMPANY PROJECT) PURSUANT TO A PLAN OF FINANCING; AND PROVIDING AN EFFECTIVE DATE.**

**BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MANATEE COUNTY, FLORIDA:**

**SECTION 1. FINDINGS.**

**A. Pursuant to Chapter 159, Part II, Florida Statutes (the "Act"), the Board of County Commissioners (the "Board") of Manatee County, Florida (the "County"), has been requested by Florida Power & Light Company ("FPL"), to approve, for purposes set forth herein, the issuance of its (i) Pollution Control Revenue Refunding Bonds (Florida Power & Light Company Project) in an aggregate principal amount not to exceed \$16,510,000 (the "Pollution Control Bonds"), the proceeds of which will be loaned to FPL to enable FPL to refund all or a portion of the County's outstanding Pollution Control Revenue Bonds (Florida Power & Light Company Project), Series A, dated September 1, 1977, previously issued to assist FPL in financing a portion of the costs of the acquisition, installation and construction of pollution control and sewage disposal facilities (the "Pollution Control Project"), and (ii) Industrial Development Revenue Refunding Bonds (Florida Power & Light Company Project) in an aggregate principal amount not to exceed \$1,000,000 (the "Industrial Development Bonds"), the proceeds of which will be loaned to FPL to enable FPL to refund all or a portion of the County's outstanding Industrial Development Revenue Bonds (Florida Power & Light Company Project), Series A, dated September 1, 1977, previously issued to assist FPL in financing a portion of the costs of the acquisition, installation and construction of nitrous oxides systems (the "Industrial Development Project"), all located at the Manatee Steam Electric Generating Plant, located in the County.**

**B. The approval requested by FPL is to comply with the requirements of Section 147(f) of the Internal Revenue Code of 1986, as amended, which section requires the approval by the Board of the issuance of the Pollution Control Bonds and the Industrial Development Bonds after a public hearing on the matter has been held.**

**C. The Board has, on Thursday, February 24, 1994, held a public hearing pursuant to notice duly published pursuant to the public approval requirements of Section 147(f) of the**

Code. A copy of the proof of publication of the notice is attached hereto as Exhibit A.

**SECTION 2. PUBLIC HEARING HELD.** The Board has, on Thursday, February 24, 1994, held a duly called and convened public hearing pursuant to the provisions and upon the terms and conditions set forth in Section 147(f) of the Code. Anyone who wanted to speak for or against the refinancing of the Pollution Control Project and/or the Industrial Development Project, and the issuance of the Pollution Control Bonds and the Industrial Development Bonds was given an opportunity to do so.

**SECTION 3. APPROVAL OF POLLUTION CONTROL BONDS AND INDUSTRIAL DEVELOPMENT BONDS.** The issuance of the Pollution Control Bonds and the Industrial Development Bonds pursuant to a plan of financing is hereby approved for purposes of Section 147(f) of the Code.

**SECTION 4. EFFECTIVE DATE.** This resolution shall take effect immediately upon its adoption.

**ADOPTED IN OPEN SESSION BY THE BOARD OF COUNTY COMMISSIONERS WITH A QUORUM PRESENT THIS 1ST DAY OF MARCH, 1994.**

**BOARD OF COUNTY COMMISSIONERS OF  
MANATEE COUNTY, FLORIDA**

(SEAL)

By: Stan Stephens  
Stanley E. Stephens, Chairman

**ATTEST:**

R. B. Shore, Clerk of the  
Circuit Court

By: \_\_\_\_\_  


**Exhibit A**

**Proof of Publication of Notice**



The Bradenton Herald

102 MANATEE AVE. WEST, P.O. BOX 921  
BRADENTON, FLORIDA 34308  
TELEPHONE (813) 740-0811

The Bradenton Herald  
Published Daily  
Bradenton, Manatee, Florida

STATE OF FLORIDA  
COUNTY OF MANATEE:

Before the undersigned authority personally appeared  
Jill Rockefeller, who on oath says that she is Legal  
Advertising Representative of The Bradenton Herald, a  
daily newspaper published at Bradenton in Manatee  
County, Florida; that the attached copy of the adver-  
tisement, being a Legal Advertisement in the matter of  
Public Hearing

\_\_\_\_\_ in the \_\_\_\_\_ Court,  
was published in said newspaper in the issues of  
2/10/94

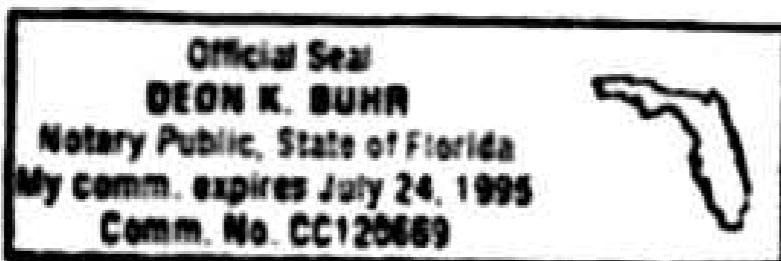
Affiant further says that the said publication is a newspaper  
published at Bradenton, in said Manatee County, Florida, and  
that the said newspaper has heretofore been continuously pub-  
lished in said Manatee County, Florida, each day and has been  
entered as second-class mail matter at the post office in Bra-  
denton, in said Manatee County, Florida, for a period of 1 year  
next preceding the first publication of the attached copy of  
advertisement; and affiant further says that she has neither paid  
nor promised any person, firm or corporation any discount, re-  
bate, commission or refund for the purpose of securing this  
advertisement for publication in the said newspaper.

*Jill L. Rockefeller*  
(Signature of Affiant)

Sworn to and subscribed before me this

24<sup>th</sup> day of February, 1994

*Deon K. Buhr*  
SEAL & Notary Public



2988

Personally Known \_\_\_\_\_ or Produced Identification \_\_\_\_\_  
Type of Identification Produced \_\_\_\_\_

[Vertical strip of text, likely a newspaper page or document fragment, containing dense, mostly illegible text.]