

RESOLUTION NO. 2026-127

A RESOLUTION OF THE GAINESVILLE REGIONAL UTILITIES AUTHORITY, A UNIT OF CITY GOVERNMENT OF THE CITY OF GAINESVILLE, FLORIDA, RELATING TO THE STATE REVOLVING FUND LOAN PROGRAM; MAKING FINDINGS; AUTHORIZING THE LOAN APPLICATION; AUTHORIZING THE LOAN AGREEMENT; DESIGNATING AUTHORIZED REPRESENTATIVES; PROVIDING ASSURANCES; AND PROVIDING FOR CONFLICTS, SEVERABILITY, AND EFFECTIVE DATE.

WHEREAS, Florida law provides for loans to local government agencies to finance the planning, design, and 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. WW01020 as eligible for available funding; and

WHEREAS, the Gainesville Regional Utilities Authority ("Authority"), a Unit of City Government of the City of Gainesville, Florida, intends to enter into a loan agreement (the "Loan Agreement") with the Department of Environmental Protection under the State Revolving Fund for project financing; and

WHEREAS, pursuant to section 2, article 7.01, Ch. 2023-348, Laws of Florida ("Special Act"), the Authority shall operate as a Unit of City Government and, except as otherwise provided in the Special Act, shall be free from direction and control of the Gainesville City Commission. The Authority is created for the express purpose of managing, operating, controlling, and otherwise having broad authority with respect to the utilities owned by the City of Gainesville; and

WHEREAS, the City Commission of the City of Gainesville, Florida, (the "Commission") adopted Resolution No. 2023-1186 on December 22, 2023 (the "Transition Resolution") to effectuate the orderly transition of the governance, operation, management, and control of all utility systems, properties and assets related to the System to the Authority; and

WHEREAS, the Authority adopted Resolution No. 2026-~~128~~ on February 18, 2026 and the Commission adopted Resolution No. 2026-129 on February 19, 2026 (the "2026 Resolution") to expressly approve and authorize this grant; and

WHEREAS, pursuant to section 2, article 7.03(e) of the Special Act, the Authority is authorized to issue evidences of indebtedness of the City of Gainesville secured by the revenues and pledged funds and accounts of the utility system, pursuant to Florida Law.

NOW, THEREFORE, BE IT RESOLVED BY THE GAINESVILLE REGIONAL UTILITIES AUTHORITY, A UNIT OF CITY GOVERNMENT OF THE CITY OF GAINESVILLE, FLORIDA, AS FOLLOWS:

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

SECTION II. The Authority, a Unit of City Government of the City of Gainesville, Florida, is authorized to apply for a loan to finance the Project.

SECTION III. No revenues will be pledged for the repayment of the loan because the loan will be 100 percent forgiven and no repayment is required and shall be treated as a grant for all purposes by the Authority.

SECTION IV. The Authority's Chief Executive Officer/General Manager is hereby designated as the authorized representative and agent of the City of Gainesville to provide the assurances and commitments required by the loan application.

SECTION V. The Authority's Chief Executive Officer/General Manager is hereby designated as the authorized representative and agent of the City of Gainesville to execute the Loan Agreement which will become a binding obligation in accordance with its terms when signed by both parties. If the Authority's Chief Executive Officer/General Manager is unavailable the Chief Financial Officer of the Authority is delegated authority to take all actions hereunder that have been delegated to the Authority's Chief Executive Officer/General Manager.

SECTION VI. The Authority's Chief Executive Officer/General Manager is authorized to represent and act as an agent of the City of Gainesville in carrying out the City of Gainesville and its Authority's responsibilities under the Loan Agreement. The Chief Executive Officer/General Manager is authorized to delegate responsibility to appropriate Authority staff to carry out technical, financial, and administrative activities associated with the Loan Agreement.

SECTION VII. Although governing bodies of municipalities are generally authorized to borrow pursuant to section 166.111, *Florida Statutes*, the specific legal authority for the Authority's borrowing moneys to construct this Project is section 2, article 7.03(e), Ch. 2023-348, Laws of Florida, and Article VII, section 7.03(e) of Gainesville's City Charter (despite no revenues being pledged).

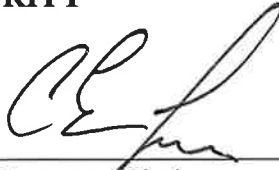
SECTION VIII. All Resolutions or part of Resolutions in conflict with any of the provisions of this Resolution are hereby repealed.

SECTION IX. If any section or portion of a section of this Resolution proves to be invalid, unlawful, or unconstitutional, it shall not be held to invalidate or impair the validity, force, or effect of any other section or part of this Resolution.

SECTION X. This Resolution shall become effective immediately upon its passage and adoption.

PASSED and ADOPTED this 18th day of February 2026.

**GAINESVILLE REGIONAL UTILITIES
AUTHORITY**

By: 
Eric Lawson, Chair

Approved as to Form and Legality:


Derek D. Perry
Utilities Attorney