

**RESOLUTION 2013-1091**

**A RESOLUTION OF THE COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, CREATING THE TOWN OF MIAMI LAKES PROPERTY ASSESSED CLEAN ENERGY PROGRAM IN ACCORDANCE WITH SECTION 163.08, FLORIDA STATUTES; ADOPTING AN INTERLOCAL AGREEMENT PURSUANT TO SECTION 163.01, FLORIDA STATUTES BETWEEN THE TOWN OF MIAMI LAKES AND OTHER MUNICIPALITIES RELATING TO THE MIAMI LAKES PROPERTY ASSESSED CLEAN ENERGY (PACE) PROGRAM PROVIDING FOR AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, in 2010, the Florida Legislature adopted HB 7179 (Section 163.08, F.S.)(the “Bill”), which allows local governments to create Property Assessed Clean Energy (PACE) programs in order to provide the upfront financing for energy conservation and efficiency (i.e. energy-efficient heating, cooling, or ventilation systems), renewable energy (i.e. solar panels), and wind resistance (i.e. impact resistant windows) improvements (the “Qualifying Improvements”); and

**WHEREAS**, PACE programs not only assist residents and business owners in reducing their carbon footprint and energy costs, but also stimulate the local economy by the creation of needed construction jobs; and

**WHEREAS**, the Bill authorizes local governments that create PACE programs to enter into a partnership in order to provide more affordable financing for the installation of the Qualifying Improvements; and

**WHEREAS**, given the wide spread energy and economic benefits of PACE programs, the Council desires to create the Town of Miami Lakes PACE Program in order to provide the upfront financing to property owners for Qualifying Improvements and to enter into an interlocal with other municipalities for the purpose of financing such improvements; and

**WHEREAS**, the Council finds that this Resolution is in the best interest and welfare of the residents of the Town of Miami Lakes.

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, AS FOLLOWS:**

**Section 1. Recitals.** The above recitals are true and correct and are incorporated herein by this reference.

**Section 2. Creation of PACE Program** The Council hereby creates the Town of Miami Lakes PACE Program pursuant to Section 163.08, Florida, for the purpose of providing upfront financing to property owners for Qualifying Improvements.

**Section 3. Adoption of Interlocal Agreement.** The Council hereby approves the Interlocal Agreement pursuant to Section 163.01, Florida Statutes between the Town of Miami Lakes and other municipalities, in substantially the form attached hereto as Exhibit "A," relating to the Town of Miami Lakes PACE program (the "Interlocal Agreement").

**Section 4. Authorization.** The Town Manager or designee is hereby authorized to transmit the Interlocal Agreement to other municipalities and request that such municipalities join the PACE program.

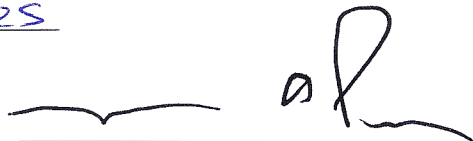
**Section 5. Effective Date.** This Resolution shall take effect immediately upon adoption.

**PASSED AND ADOPTED** this 23 day of April, 2013.

Motion to adopt by Mayor Pizzi, second by Cesar Mestre.

**FINAL VOTE AT ADOPTION**

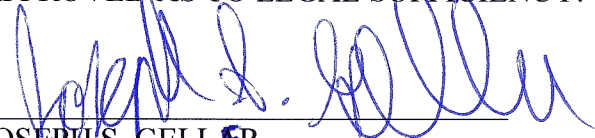
Mayor Michael Pizzi	<u>yes</u>
Vice Mayor Cesar Mestre	<u>yes</u>
Councilmember Manny Cid	<u>yes</u>
Councilmember Tim Daubert	<u>yes</u>
Councilmember Nelson Hernandez	<u>yes</u>
Councilmember Tony Lama	<u>yes</u>
Councilmember Nelson Rodriguez	<u>yes</u>

  
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MICHAEL PIZZI  
MAYOR

ATTEST:

  
\_\_\_\_\_  
MARJORIE TEJEDA  
TOWN CLERK

APPROVED AS TO LEGAL SUFFICIENCY:

  
\_\_\_\_\_  
JOSEPH S. GELLER  
GREENSPOON MARDER  
ATTORNEY