

MINUTES
SPECIAL COUNCIL MEETING
CITY OF NICEVILLE, FLORIDA
APRIL 15, 2014

The Niceville City Council met in special session at 6:00 PM, April 15, 2014 in the Council Chambers, 208 N Partin Drive. All Council members, and the Mayor were present. Also present were City Manager Lannie Corbin; City Clerk, Dan Doucet; a member of the press, and visitors in the audience. Mayor Wise called the meeting to order at 6:00 PM.

PUBLIC HEARING:

14-04-01 - An ordinance of the City of Niceville Florida, authorizing the issuance of not exceeding \$5,640,000 Water and Sewer Revenue Note, Series 2014 to pay the cost of refunding outstanding Water and Sewer Bonds and the cost of improvements to the Water and Sewer System, providing for the payment of such note from the revenues of the Water and Sewer System and the Excise Taxes described therein; providing for repeal of inconsistent provisions; providing for severability; and providing an effective date. (Third Reading)

Mr Doucet read ordinance 14-04-01 by title. Councilman Henkel moved approval on third reading. Councilman Nodjomian seconded. Mr Fray the City Finance Advisor stated that 6 proposals were submitted and rates were more favorable than anticipated. He stated that FNBT, First National Bank and Trust submitted the best proposal, however, made a decision to withdraw their proposal stating that the changes made to the Request for Proposal (RFP) favored the City, however, was detrimental to the lender. Mr Fray stated the Bond Attorney made various changes to the loan documents in an effort to satisfy FNBT concerns. Mr Fray stated that this is the very first time he has experienced a case of a financial institution withdrawing a proposal under such circumstances in his 35 years of experience in the market. Councilman Nodjomian and Councilwoman Boudreaux both felt that consideration be given to submit a claim for damages as a result of the bank's action regarding the matter. Attorney Powell stated he will research the matter. Discussion followed. As result of the top bid withdrawal the City is working with Trustmark Bank who submitted the second best proposal. The financing schedules includes: a special meeting on April 22, 2014 at 6:00 PM to award the bid by resolution; pre-close the loan on Apr 28, 2014; close the loan on April 29, 2014 and the City will issue a notice of redemption immediately after closing the loan to notify the Series 2005 Bond Holders that the bonds will be called on June 1, 2014. Discussion followed. Council Vote: Henkel-yes; Schaetzle-yes; Boudreaux-yes; Nodjomian-yes; Rominger-yes. Motion passed. .

The meeting adjourned at 6:20 PM.

ATTEST:

MAYOR

CITY CLERK