

"Revised"

PUBLIC HEARINGS

Lee County Board Of County Commissioners

Blue Sheet No. 20060903

Agenda Item Summary

1. ACTION REQUESTED/PURPOSE:

Conduct Public Hearing for Board to adopt and certify by Resolution, the Residential and Commercial Mandatory Solid Waste Collection and Disposal Annual Special Assessment Roll, Disposal Facilities Special Assessment Roll, and MSTU Tax Roll to the Lee County Tax Collector for collection for Fiscal Year 2006-2007.

2. WHAT ACTION ACCOMPLISHES: Complies with Lee County Ordinances, Florida Administrative Code and Florida Statutes that provide for the uniform method of collection for non-ad valorem special assessments and MSTU millage by the Tax Collector.

3. MANAGEMENT RECOMMENDATION: Adopt and certify by Resolution, the Residential and Commercial Solid Waste Annual Special Assessments Rolls and MSTU Tax Roll for fiscal year 2006-2007.

4. Departmental Category: 5:00 PH#3

5. Meeting Date: August 22, 2006

6. Agenda:

- Consent
- Administrative
- Appeals
- Public Walk-On

7. Requirement/Purpose: (specify)

- Statute 197.3632
- Ordinance 05-13, 96-09
- Admin. Code FAC R12D-18.006
- Other DR-408A

8. Request Initiated:

Commissioner \_\_\_\_\_

Department Public Works

Division Solid Waste

By: Lindsey Sampson, Director

*Lindsey Sampson*

9. Background:

On August 1, 2006, the Board of County Commissioners will consider adopting a resolution to approve the Residential and Commercial Solid Waste Collection and Disposal Rates for Fiscal Year 2006-2007 and the City of Cape Coral's MSTU millage rate for Fiscal Year 2006-2007.

Lee County Ordinances 05-13, and 96-09, as amended, Fla. Admin. Code R. 12D-18.006, and Section 197.3632, Florida Statutes, require adoption and certification by Resolution, the Residential and Commercial Solid Waste Annual Assessment Roll, Disposal Facilities Special Assessment Roll, and MSTU Tax Roll for collection by the Lee County Tax Collector for Fiscal Year 2006-2007.

\* DR-408A to be provided October 2006 when received from Property Appraiser's Office.

ATTACHMENTS: Resolution  
Notice of Intent

10. Review for Scheduling:

Department Director	Purchasing or Contracts	Human Resources	Other	County Attorney	Budget Services				County Manager/P.W. Director
					Analyst	Risk	Grants	Mgr.	
<i>J. J. Jumper</i> 7-18-06	N.A.	N.A.		<i>S. Jumper</i> 7-18-06	<i>TP</i> 7/19/06	<i>MP</i> 7/20/06	<i>MP</i> 7/20/06	<i>MP</i> 7/20/06	<i>J. J. Jumper</i> 7-18-06

11. Commission Action:

- Approved
- Deferred
- Denied
- Other

RECEIVED BY COUNTY ADMIN: *TP*

7-19-06 1:00 PM

COUNTY ADMIN FORWARDED TO: *MP*

7/20/06 3 PM

Rec. by CoAtty

Date: 7/18/06

Time: 3:23 PM

Forwarded To: County Admin

7/19/06 11:51 am

**RESOLUTION NO. \_\_\_\_\_**

**CERTIFICATION OF THE LEE COUNTY SOLID WASTE COLLECTION AND DISPOSAL ANNUAL ASSESSMENT ROLLS AND MSTU TAX ROLL FOR FY 2006-2007, FOR COLLECTION BY THE LEE COUNTY TAX COLLECTOR PURSUANT TO THE UNIFORM METHOD OF COLLECTION FOR NON-AD VALOREM SPECIAL ASSESSMENTS UNDER SECTION 197.3632, FLORIDA STATUTES.**

WHEREAS, the Board of County Commissioners of Lee County is the governing body in and for Lee County, Florida, a political subdivision of the State of Florida; and,

WHEREAS, pursuant to the provisions of Lee County Ordinances 05-13 and 96-09, as amended, the Board of County Commissioners of Lee County is required to certify the Residential and Commercial Mandatory Solid Waste Collection and Disposal Annual Special Assessment Roll, Disposal Facilities Special Assessment Roll, and MSTU Tax Roll to the Lee County Tax Collector for collection of the Annual Solid Waste Collection and Disposal Assessments and MSTU Millage; and,

WHEREAS, it is the desire of the Board of County Commissioners on this date to adopt and certify the Residential and Commercial Solid Waste Collection and Disposal Annual Special Assessment Roll, Facilities Special Assessment Roll and MSTU Tax Roll to the Lee County Tax Collector for collection of the Annual Assessments and MSTU Millage for the period from October 1, 2006, through and including September 30, 2007, such Special Assessments to be collected by the Lee County Tax Collector pursuant to the Uniform Method for Collection of Non-Ad Valorem Special Assessments under Section 197.3632, Florida Statutes.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONER OF LEE COUNTY, FLORIDA THAT:**

**SECTION ONE**

The Residential and Commercial Mandatory Solid Waste Collection and Disposal Annual Special Assessment Roll, Disposal Facilities Assessment Roll, and MSTU Tax Roll as developed by the Lee County Property Appraiser pursuant to Lee County Resolution No. 06- - are hereby officially adopted and certified to the Lee County Tax Collector for the collection of the Annual Special Assessments and MSTU Millage, pursuant to the Uniform Method of Collection for Non-Ad Valorem Special Assessments under Section 197.3632, Florida Statutes.

**SECTION TWO**

The effective period for the collection of the Special Assessments and MSTU Millage pursuant to the certified Residential and Commercial Assessment Rolls and MSTU Tax Roll, which shall also include all new residential structures added to the Assessment Rolls or MSTU Tax Roll from August 1, 2006, through and including August 31, 2007 shall be from October 1, 2006, through and including September 30, 2007.

**SECTION THREE**

This certification shall be accomplished by this Resolution and Florida Department of Revenue Form DR-408A (executed original to be provided by the Lee County Property Appraiser and attached hereto as Exhibit "A" prior to distribution of the tax bills), pursuant to Fla. Admin. Code R. 12D-18.006 (January 2004).

**SECTION FOUR**

This Resolution shall become effective immediately upon its adoption by the Board of County Commissioners.

**SECTION FIVE**

The foregoing Resolution was offered by Commissioner \_\_\_\_\_, who moved its adoption. The motion was seconded by Commissioner \_\_\_\_\_ and, being put to vote, the vote was as follows:

BOB JANES \_\_\_\_\_  
DOUGLAS ST. CERNEY \_\_\_\_\_  
RAY JUDAH \_\_\_\_\_  
TAMMARA HALL \_\_\_\_\_  
JOHN E. ALBION \_\_\_\_\_

DULY PASSED AND ADOPTED THIS \_\_\_\_\_ day of \_\_\_\_\_, 2006

ATTEST: CHARLIE GREEN  
CLERK OF COURTS

BOARD OF COUNTY COMMISSIONERS  
OF LEE COUNTY, FLORIDA

BY: \_\_\_\_\_  
Deputy Clerk

BY: \_\_\_\_\_  
Tammara Hall, Chairwoman

APPROVED AS TO FORM:

BY: \_\_\_\_\_  
Office of the County Attorney

LEE COUNTY  
NOTICE OF INTENT TO ENACT A COUNTY RESOLUTION

TO WHOM IT MAY CONCERN:

NOTICE IS HEREBY GIVEN that on **Tuesday**, the **22<sup>nd</sup>** day of **August, 2006**, at **5:00 o'clock, p.m.**, in the County Commissioners' Meeting Room, Old Lee County Courthouse, 2120 Main Street, Fort Myers, Florida, the Board of County Commissioners of Lee County, Florida, will consider the enactment of a County Resolution pursuant to Chapter 125, Florida Statutes. The title of the proposed County Resolution is as follows:

**CERTIFICATION OF THE LEE COUNTY SOLID WASTE  
COLLECTION AND DISPOSAL ANNUAL ASSESSMENT  
ROLLS AND MSTU TAX ROLL FOR FY 2006-2007, FOR  
COLLECTION BY THE LEE COUNTY TAX COLLECTOR  
PURSUANT TO THE UNIFORM METHOD OF COLLECTION  
FOR NON-AD VALOREM SPECIAL ASSESSMENTS UNDER  
SECTION 197.3632, FLORIDA STATUTES.**

1. Copies of this Notice and the proposed Resolution are on file in the Minutes Office of the Clerk of Courts of Lee County. The public may inspect or copy the Resolution during regular business hours at the Office of Public Resources. The Minutes Office and Public Resources are located in the Courthouse Administration Building, 2115 Second Street, Fort Myers, Florida. Public Resources is located on the first floor and the Minutes Office is located on the second floor of the Courthouse Administration Building.
2. Interested parties may appear at the meeting in person or through counsel, and be heard with respect to the adoption of the proposed Resolution.
3. Anyone wishing to appeal the decision(s) made by the Board with respect to any matter considered at this meeting, will need a record of the proceedings for such appeal, and

may need a verbatim record, to include all testimony and evidence upon which the appeal is to be based.

4. The Resolution shall take effect immediately upon its adoption by the Board of County Commissioners at the public hearing.
5. If you have a disability that will require special assistance or accommodations for your attendance at the public hearing, please call the Lee County Division of Public Resources at 335-2269 for information.

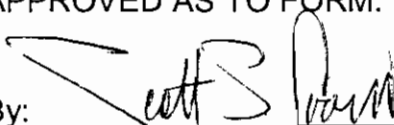
PLEASE GOVERN YOURSELF ACCORDINGLY.

The text of this Notice is in conformance with Section 125.66, Florida Statutes (2004), and other relevant sections of Florida law.

BOARD OF COUNTY COMMISSIONERS  
OF LEE COUNTY, FLORIDA

By: \_\_\_\_\_  
Charlie Green, Ex-Officio Clerk  
to the Board of County Commissioners  
of Lee County, Florida

APPROVED AS TO FORM:

By:  \_\_\_\_\_  
Office of the County Attorney

Ad Size: 2 x 5  
Publishing Dates: August 8<sup>th</sup> &  
August 15<sup>th</sup>