

**LEE COUNTY BOARD OF COUNTY COMMISSIONERS**  
**AGENDA ITEM SUMMARY** **BLUE SHEET NO: 20030880**

**1. REQUESTED MOTION:**

**ACTION REQUESTED:** Conduct Public Hearing for Board to adopt and certify by Resolution, the Residential and Commercial Solid Waste Annual Special Assessment Rolls, and MSTU Tax Roll for collection by the Lee County Tax Collector for Fiscal Year 2003-2004, pursuant to the Uniform Method of Collection for Non-Ad Valorem Special Assessments under Section 197.3632, Florida Statutes.

**WHY ACTION IS NECESSARY:** Lee County Ordinances 00-20 and 96-09, both as amended, Florida Administrative Code, and County Administrative Code Policies and Procedures for implementation of the Residential and Commercial Mandatory Solid Waste Collection and Disposal Program require adoption and certification by Resolution of the Annual Special Assessment Roll and MSTU Tax Rolls to the Tax Collector for collection.

**WHAT ACTION ACCOMPLISHES:** Complies with Lee County Ordinances 00-20 and 96-09, both as amended, Florida Administrative Code and Lee County Administrative Code Policies and Procedures which provide for collection of the Solid Waste Special Assessments and MSTU Millage for Fiscal Year 2003-2004 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.

**2. DEPARTMENTAL CATEGORY:**  
**COMMISSION DISTRICT #:**

5:00 #4

**3. MEETING DATE:**

09-09-2003

**4. AGENDA:**

- CONSENT
- ADMINISTRATIVE
- APPEALS
- PUBLIC
- WALK ON
- TIME REQUIRED: \_\_\_\_\_

**5. REQUIREMENT/PURPOSE:**

*(Specify)*

- STATUTE 125.01 F.S. \_\_\_\_\_
- ORDINANCE 00-20,96-09 \_\_\_\_\_
- ADMIN. CODE 12D-18.003-006, F.A.C. \_\_\_\_\_
- \_\_\_\_\_
- OTHER \_\_\_\_\_

**6. REQUESTOR OF INFORMATION:**

- A. COMMISSIONER: \_\_\_\_\_
- B. DEPARTMENT: Lee County-Public Works
- C. DIVISION/SECTION: Solid Waste Division
- BY: Lindsey Sampson, Solid Waste Director

DATE:

8/11/03  
*Lindsey J. Sampson*

**7. BACKGROUND:**

The Board of County Commissioners previously adopted by Resolution on July 8, 2003 (Lee County Resolution No. 03-07-23), the Residential and Commercial Solid Waste Collection and Disposal Rates for the next fiscal year (2003-2004).

Lee County Ordinances 00-20 and 96-09, both as amended, Florida Administrative Code and Lee County Administrative Code Policies and Procedures for implementation of the Residential and Commercial Mandatory Solid Waste Collection and Disposal Program require adoption and certification by Resolution, of the Solid Waste Annual Special Assessment Rolls and MSTU Tax Roll to the Tax Collector for collection, pursuant to the Uniform Method of Collection for Non-Ad Valorem Special Assessments under Section 197.3632, Florida Statutes.

**MANAGEMENT RECOMMENDATIONS:**

Adopt and certify by Resolution, the Residential and Commercial Solid Waste Annual Special Assessment Rolls and MSTU Tax Roll for fiscal year 2003-2004.

**9. RECOMMENDED APPROVAL**

A DEPARTMENT DIRECTOR	B PURCH. OR CONTRACTS	C HUMAN RESOURCES	D OTHER	E COUNTY ATTORNEY	F BUDGET SERVICES				G COUNTY MANAGER
					OA	OM	Risk	GC	
J. Munch 8-12-03	N.A.	N.A.		S. Pomeroy 8/12/03	ekw 8/13/03	JH 8/13/03	SS 8/13/03	JH 8/13/03	J. Munch 8-12-03

**10. COMMISSION ACTION:**

- \_\_\_\_\_ APPROVED
- \_\_\_\_\_ DENIED
- \_\_\_\_\_ DEFERRED
- \_\_\_\_\_ OTHER

Rec. by CoAtty

Date: 8/12/03

Time: 10:00

Forwarded To:

RECEIVED BY  
COUNTY ADMIN: PM

8/12 11:30

COUNTY ADMIN  
FORWARDED TO:

8/14 11:00

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

CERTIFICATION OF THE LEE COUNTY SOLID WASTE COLLETION  
AND DISPOSAL ANNUAL ASSESSMENT ROLLS AND MSTU TAX ROLL  
FOR FY 2003-2004, FOR COLLECTION BY THE LEE COUNTY TAX  
COLLECTOR PURSUANT TO THE UNIFORM METHOD OF COLLECTION  
FOR NON-ADVALOREM 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,

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WHEREAS, pursuant to the provisions of Lee County Ordinance 86-14, as amended and  
repeated by Lee County Ordinances 00-20 and 96-09, both 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, 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, 2003, through and including September 30, 2004, 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, Facilities Assessment Roll, and MSTU Tax Roll as developed by the Lee County Property Appraiser pursuant to Lee County Resolution No. 03-07-23 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, shall be from October 1, 2003, through and including September 30, 2004, and which shall also include all new certified structures added to the Assessment Rolls or MSTU Tax Roll during that period.

SECTION THREE

This certification shall be accomplished by this Resolution and Florida Department of Revenue Form DR-408A (executed original attached hereto as Exhibit "A"), pursuant to Rule Chapter Section 12D-18006, Florida Administrative Code (January, 1997.)

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 for its adoption. The motion was seconded by Commissioner \_\_\_\_\_; and, being put to a vote, the vote was as follows:

ROBERT JANES	_____
DOUGLAS R. ST. CERNY	_____
RAY JUDAH	_____
ANDREW W. COY	_____
JOHN E. ALBION	_____

DULY PASSED AND ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, 2003.

ATTEST:  
CHARLIE GREEN, CLERK

BOARD OF COUNTY COMMISSIONERS  
OF LEE COUNTY, FLORIDA

BY: \_\_\_\_\_

BY: \_\_\_\_\_

APPROVED AS TO FORM

BY: \_\_\_\_\_  
OFFICE OF 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 9th day of September, 2003, 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 2003-2004, 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 (2002), 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 26<sup>th</sup> & Sept. 2<sup>nd</sup>