



**AGENDA ITEM REPORT**

**DATE:** May 16, 2023  
**DEPARTMENT:** Solid Waste  
**REQUESTER:** Douglass Whitehead  
**TITLE:** Conduct a Public Hearing to Approve FY24 Solid Waste Disposal and Solid Waste System Assessment Rates

**I. MOTION REQUESTED**

Conduct a Public Hearing and approve a Resolution to establish the Solid Waste Disposal and Solid Waste System Assessment rates and other solid waste charges for tax year 2023 (FY23-24), approve the requested franchise hauler commercial rate adjustments per contract allowances; approve requested 13.53% CPI residential rate increase for franchise hauler collection areas 1 and 2, and 13.79% CPI residential rate increase for franchise hauler collection area 4. Direct the special assessments to be placed onto the Lee County tax bill for collection by the Lee County Tax Collector per section 197.3632 Florida Statutes, for FY24 (the 2023 tax year) by the terms of the Resolution.

**II. ITEM SUMMARY**

Conducts a public hearing to approve a Resolution establishing the Solid Waste Disposal and Solid Waste System Assessment rates and other charges for Fiscal Year 2023-2024. Direct the special assessments be placed onto the 2023 Lee County tax bill by the terms of the Resolution.

**III. BACKGROUND AND IMPLICATIONS OF ACTION**

A) Board Action and Other History

On December 17, 1986, the Board of County Commissioners adopted Lee County Resolution No. 86-12-11, that first established annual special assessments and rates for the Lee County Mandatory Solid Waste Collection and Disposal Program.

On December 23, 1997, the Board of County Commissioners adopted Lee County Resolution No. 97-12-23, first expressing its intent to utilize the Uniform Method of Collection of Special Assessments by the Lee County Tax Collector pursuant to Section 197.3632, Florida Statutes.

Lee County Ordinances Nos. 11-27 and 96-09, as amended, require that the annual Solid Waste Disposal and Solid Waste System Assessment rates be adopted before August 15th of each year.

To meet this requirement, the Board establishes the rates and assessments and directs the special assessments to be placed onto the Lee County tax bill for 2023. This action complies with the requirements of Lee County Ordinance Nos. 11-27 and 96-09, as amended, and establishes the annual special assessments and rates by Resolution for the Mandatory Solid Waste Disposal and Solid Waste System Assessment for FY23-24.

Rates have been determined and recommended through an independent rate study of the Solid Waste System's estimated annual financial requirements based on expenses, revenue, debt service and bond covenants.

B) Policy Issues

C) BoCC Goals

D) Analysis

Raftelis Financial Consultants, Inc., an outside consultant experienced in solid waste systems, particularly waste-to-energy systems, has conducted a system-wide review of the county's solid waste rate structure and provided staff with its proposed solid waste assessments and rates for FY23-24.

E) Options

**IV. FINANCIAL INFORMATION**

A)	Current year dollar amount of item:	No funding required.
B)	Is this item approved in the current budget?	N/A
C)	Is this a revenue or expense item?	N/A
D)	Is this Discretionary or Mandatory?	Mandatory Required by Ordinances Nos. 11-27 and 96-09, as amended
E)	Will this item impact future budgets? If yes, please include reasons in III(D) above.	No

F)	Fund: 40100 Program: Solid Waste Project: N/A Account Strings: N/A	
G)	Fund Type?	Enterprise
H)	Comments:	

**V. RECOMMENDATION**

Approve

**VI. TIMING/IMPLEMENTATION**

Lee County Ordinances Nos. 11-27 and 96-09, as amended, require that the annual Solid Waste Disposal and Solid Waste System Assessment rates be adopted before August 15th of each year.

**VII. FOLLOW UP**

Following rate approval, the final assessment roll will be assembled and presented to the Board for certification at a Public Hearing to be heard before September 10, 2023.

**ATTACHMENTS:**

Description	Upload Date	Type
<a href="#">FY24 Rate Resolution</a>	4/25/2023	Backup Material
<a href="#">Notice of Intent Public Hearing Ad Rate Resolution FY24</a>	4/25/2023	Backup Material

**REVIEWERS:**

Department	Reviewer	Action	Date
Solid Waste	Whitehead, Douglass	Approved	5/3/2023 - 1:31 PM
Budget Services	Henkel, Anne	Approved	5/4/2023 - 7:30 AM
Budget Services	Winton, Peter	Approved	5/4/2023 - 8:45 AM
County Attorney	Swindle, Amanda	Approved	5/4/2023 - 9:12 AM
County Manager	Brady, Christine	Approved	5/9/2023 - 9:24 AM