



Broward County Property Appraiser's Office
115 S. Andrews Avenue, Room 111
Fort Lauderdale, Florida 33301
(954) 357-6830 · Fax: (954) 357-8474
www.bcpa.net

DATE: July 8, 2019

MEMO TO: Sean Henderson, Deputy Director of Finance
City of Lauderhill

FROM: Holly M. Cimino
Director of Finance, Budget, and Tax Roll Management

SUBJECT: City of Lauderhill Storm Water TRIM Notice Information

Please complete the information requested below and return this form by August 2, 2019. This information will be included on the TRIM Notices. If any of the information is not applicable to your assessment, please write "N/A". Please attach a copy of your preliminary rates.

NAME OF ASSESSMENT: Storm Water Fees

*DATE OF HEARING: September 12, 2019

TIME OF HEARING: 6:00 PM

PLACE: 5581 W Oakland Park Blvd 141-142
Lauderhill FL 33313

PHONE NUMBER: (954) 739 0100

TOTAL AMOUNT TO BE COLLECTED: 893,311.59

Is the Trim Notice serving as the first class notice? Yes xx No

[Handwritten Signature]

7/18/19

Signature

Date

Charles Faranda

Print Name

*Note: If the TRIM Notice is serving as the first class notice, your non-ad valorem hearing cannot be held prior to September 12, 2019 in order for the Property Appraiser to guarantee the 20-day notice requirement. Per Florida Statute 197.3632, your final adopted non-ad valorem rates must be submitted to the Revenue Collector no later than midnight on September 15th.

CERTIFICATION

I certify this to be a true and correct copy of the record in my office.

WITNESSETH my hand and official seal of the City of Lauderhill, Florida, this the

RESOLUTION NO. 19R-07-142

9 day of July 2019
Nadia B. [Signature] City Clerk

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAUDERHILL, FLORIDA RELATING TO THE PROVISION OF STORMWATER SERVICES TO THOSE AREAS MORE COMMONLY KNOWN AS ST. GEORGE, WEST KEN LARK, BROWARD ESTATES, AND THE SWAP SHOP; DECLARING THE *ESTIMATED* NON-AD VALOREM SPECIAL ASSESSMENT RATE FOR FISCAL YEAR 2020; PROVIDING FOR RE-IMPOSITION OF THE UNIFORM METHOD FOR COLLECTING NON-AD VALOREM SPECIAL ASSESSMENTS ON THE ANNUAL TAX BILL FOR ALL RELATED COSTS AND FEES FOR THE DESIGNATED AREAS; STATING A NEED FOR SUCH LEVY TO COVER THE COSTS AND FEES FOR STORMWATER SERVICES; ALLOWING FOR INCREASES EQUIVALENT TO THE COSTS CHARGED BY THE SERVICE PROVIDER; DIRECTING THE PREPARATION OF AN ASSESSMENT ROLL; AUTHORIZING A PUBLIC HEARING AND DIRECTING THE PROVISION OF NOTICE THEREOF; PROVIDING FOR THE MAILING OF THIS RESOLUTION; PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the City Commission previously expressed its intent to use the uniform method for collecting non-ad valorem special assessments for the cost of providing Storm Water services to those annexed areas within the incorporated area of the City of Lauderhill who are serviced by All Service Refuse, Inc., more commonly known as St. George, West Ken Lark, Broward Estates and the Swap Shop as authorized by Section 197.3632 of the Florida Statutes, as amended, because this method would allow such special assessments to be collected annually, in the same manner as provided for ad valorem taxes via the Original Intent Resolution No. 08R-12-272 on December 8, 2008; and

WHEREAS, the City Commission imposed these special assessments for the annual cost of providing Storm Water services to the designated areas via Resolution No. 09R-09-165, the Final Resolution Approving and Certifying the Uniform Method for Collecting the Non-Ad Valorem Special Assessments and the Certified Assessment Roll, on September 14, 2009 following a public hearing; and

WHEREAS, Ordinance No. 090-09-137 approved the imposition of the uniform method of collection of the actual costs charged by the service provider for Storm Water services which passed on first reading on September 14, 2009 and on second reading on September 29, 2009; and

WHEREAS, individual notice of this duly advertised public hearing was mailed to each affected property owner as required by the Florida Statutes, Section 197.3632 prior to the public hearing when Resolution No. 09R-09-165 was adopted and when the first reading of Ordinance No. 090-09-137 was held on September 14, 2009 via the TRIM notice that was sent by the Broward County Property Appraiser's Office, and notice was also published in the newspaper; and

WHEREAS, no written objections were received from any residents regarding the

certification and re-imposition of the annual tax assessments; however, any residents that were present were heard at the Public Hearing held on September 14, 2009 prior to the passage of Resolution 09R-09-165 and the first reading of Ordinance 09O-09-137, with second reading held on September 29, 2009; and

WHEREAS, the City Commission imposed special assessments for the annual cost of providing Storm Water services to the designated areas via Resolution No. 10R-09-176, the Final Resolution Approving and Certifying the Uniform Method for Collecting the Non-Ad Valorem Special Assessments and the Certified Assessment Roll, on September 13, 2010 following a public hearing; and

WHEREAS, Ordinance No. 100-09-151 approved the imposition of the uniform method of collection of the actual costs charged by the service provider for Storm Water services on first reading on September 13, 2010 and on second reading on September 27, 2010; and

WHEREAS, individual notice of that advertised public hearing was mailed to each affected property owner as required by the Florida Statutes, Section 197.3632 prior to the public hearing of Resolution No. 10R-09-176 and the first reading of Ordinance No. 100-09-151 on September 13, 2010 via the TRIM notice that was sent by the Broward County Property Appraiser`s Office, and notice was also published in the newspaper; and

WHEREAS, no written objections were received from any residents regarding the certification and re-imposition of the annual tax assessments; however, any residents that were present were heard at the Public Hearing held on September 13, 2010 prior to the passage of Resolution 10R-09-176 and the first reading of Ordinance 100-09-151, with second reading held on September 27, 2010; and

WHEREAS, a public meeting was held on the Preliminary Assessment Rate Resolution No. 11R-08-128 on August 1, 2011 which provided the estimated assessments relative to stormwater services; and

WHEREAS, notice of this duly advertised public hearing was published in the newspaper and was mailed to each affected property owner as required by the Florida Statutes, Section 197.3632 prior to the public hearing for the potential adoption of the Resolution and first reading of the Ordinance on September 14, 2011 via the TRIM notice that was sent by the Broward County Property Appraiser`s Office; and

WHEREAS, residents had the right to file written objections regarding the certification and re-imposition of the annual tax assessments and had the right to be present and to be heard at the Public Hearing to be held on September 14, 2011 prior to the passage of the Resolution and first reading of the Ordinance, with the second reading of the Ordinance held on September 28, 2011; and

WHEREAS, notice of this duly advertised public hearing was published in the

newspaper and was mailed to each affected property owner as required by the Florida Statutes, Section 197.3632 prior to the public hearing for the potential adoption of the Resolution and first reading of the Ordinance on September 12, 2012 via the TRIM notice that was sent by the Broward County Property Appraiser`s Office; and

WHEREAS, residents had the right to file written objections regarding the certification and re-imposition of the annual tax assessments and had the right to be present and to be heard at the Public Hearing to be held on September 12, 2012 prior to the passage of the Resolution and first reading of the Ordinance, with the second reading of the Ordinance held on September 28, 2012; and

WHEREAS, notice of this duly advertised public hearing was published in the newspaper and was mailed to each affected property owner as required by the Florida Statutes, Section 197.3632 prior to the public hearing for the adoption of Resolution 13R-07-147 and first reading of the Ordinance on September 12, 2013 via the TRIM notice that was sent by the Broward County Property Appraiser`s Office; and

WHEREAS, residents had the right to file written objections regarding the certification and re-imposition of the annual tax assessments and had the right to be present and to be heard at the Public Hearing on September 12, 2013 prior to the passage of the Resolution and first reading of the Ordinance, with the second reading of the Ordinance held on September 26, 2013; and

WHEREAS, notice of the duly advertised public hearing was published in the newspaper and was mailed to each affected property owner as required by the Florida Statutes, Section 197.3632 prior to the public hearing for the potential adoption of the Resolution and first reading of the Ordinance on September 15, 2014 via the TRIM notice that was sent by the Broward County Property Appraiser`s Office; and

WHEREAS, residents had the right to file written objections regarding the certification and re-imposition of the annual tax assessments and had the right to be present and to be heard at the Public Hearing held on September 15, 2014 prior to the passage of the Resolution and first reading of the Ordinance, with the second reading of the Ordinance held on September 29, 2014; and

WHEREAS, the Preliminary Assessment Rate Resolution No. 15R-07-164 was considered at a public meeting on July 13, 2015, which provided the estimated assessments relative to stormwater services; and

WHEREAS, notice of the public hearing was published in the newspaper and was mailed to each affected property owner as required by the Florida Statutes, Section 197.3632 prior to the public hearing for the adoption of the Final Rate Resolution and first reading of the Ordinance on September 11, 2015 via the TRIM notice that was sent by the Broward County Property Appraiser`s Office; and

WHEREAS, residents had the right to file written objections regarding the

certification and re-imposition of the annual tax assessments and had the right to be present and to be heard at the Public Hearing held on September 11, 2015 prior to the passage of the Resolution and first reading of the Ordinance, with the second reading of the Ordinance that was held on September 21, 2015; and

WHEREAS, the Preliminary Assessment Rate Resolution No. 16R-07-145 was considered at a public meeting on July 11, 2016, which provided the estimated assessments relative to stormwater services; and

WHEREAS, notice of the public hearing was published in the newspaper and was mailed to each affected property owner as required by the Florida Statutes, Section 197.3632 prior to the public hearing for the adoption of the Final Rate Resolution and first reading of the Ordinance on September 14, 2016 via the TRIM notice that was sent by the Broward County Property Appraiser`s Office; and

WHEREAS, residents had the right to file written objections regarding the certification and re-imposition of the annual tax assessments and had the right to be present and to be heard at the Public Hearing be held on September 14, 2016 prior to the passage of the Resolution and first reading of the Ordinance, with the second reading of the Ordinance that was held on September 28, 2016;

WHEREAS, this Preliminary Assessment Rate Resolution No. 17R-07-172 was considered at a public meeting on July 10, 2017, which provided the estimated assessments relative to stormwater services; and

WHEREAS, notice of the public hearing was published in the newspaper and was mailed to each affected property owner as required by the Florida Statutes, Section 197.3632 prior to the public hearing for the adoption of the Final Rate Resolution and first reading of the Ordinance on September 13, 2017 via the TRIM notice that was sent by the Broward County Property Appraiser`s Office; and

WHEREAS, residents had the right to file written objections regarding the certification and re-imposition of the annual tax assessments and had the right to be present and to be heard at the Public Hearing to be held on September 13, 2017 prior to the passage of the Resolution and first reading of the Ordinance, with the second reading of the Ordinance scheduled on September 25, 2017; and

WHEREAS, Preliminary Assessment Rate Resolution No. 18R-07-149 was considered at a public meeting on July 10, 2018, which provided the estimated assessments relative to stormwater services; and

WHEREAS, notice of the public hearing was published in the newspaper and was mailed to each affected property owner as required by the Florida Statutes, Section 197.3632 prior to the public hearing for the adoption of the Final Rate Resolution and first reading of the Ordinance on September 12, 2018 via the TRIM notice that was sent by the Broward County Property Appraiser`s Office; and

WHEREAS, residents had the right to file written objections regarding the certification and re-imposition of the annual tax assessments and had the right to be present and to be heard at the Public Hearing to be held on September 12, 2018 prior to the passage of the Resolution and first reading of the Ordinance, with the second reading of the Ordinance scheduled on September 26, 2018; and

WHEREAS, this Preliminary Assessment Rate Resolution No. 19R-07-142 will be considered at a public meeting on July 9, 2019, which will provide the estimated assessments relative to stormwater services; and

WHEREAS, notice of the public hearing will be published in the newspaper and will be mailed to each affected property owner as required by the Florida Statutes, Section 197.3632 prior to the public hearing for the adoption of the Final Rate Resolution and first reading of the Ordinance on September 12, 2019 via the TRIM notice that will be sent by the Broward County Property Appraiser's Office; and

WHEREAS, residents will have the right to file written objections regarding the certification and re-imposition of the annual tax assessments and have the right to be present and to be heard at the Public Hearing to be held on September 12, 2019 prior to the passage of the Resolution and first reading of the Ordinance, with the second reading of the Ordinance scheduled on September 26, 2019;

NOW THEREFORE, BE IT RESOLVED BY THE COMMISSION OF THE CITY OF LAUDERHILL, FLORIDA:

SECTION 1. That commencing with the Fiscal Year beginning on October 1, 2019, and with the tax statement mailed for such Fiscal Year, the City of Lauderhill will continue to use the uniform method of collecting non-ad valorem assessments authorized in Section 197.3632 of the Florida Statutes, as amended, for collecting non-ad valorem assessments for the cost and fees associated with providing Stormwater services *only* for those areas who are serviced by the Service Provider, more commonly known as St. George, West Ken Lark, Broward Estates and the Swap Shop. Such non-ad valorem assessments shall be re-imposed and levied within the incorporated area of the City of Lauderhill *only* to the designated areas on their annual tax bill. Any and all delinquent amounts owed for such services rendered from unpaid prior monthly billing will appear on the tax bill as a lump sum due, if applicable. A map and/or legal description of the area subject to this assessment is attached hereto as Exhibit "A" and incorporated herein by reference thereto.

SECTION 2. The City of Lauderhill hereby determines that the levy of such assessments is needed to fund the actual costs and fees to provide Stormwater services within the incorporated area of the City *only* to the designated areas. The *proposed estimated* non-ad valorem rates to be assessed are \$233.79. These *estimated* rates which are intended to merely reflect pass thru costs were fully disclosed at the public meeting on July 9, 2019, but only those actual rates charged by the Service Provider will

be assessed.

SECTION 3. The City Manager is hereby directed to prepare, or cause to be prepared, an updated Assessment Roll for the Fiscal Year commencing October 1, 2019, in the manner provided in the Florida Statutes. The updated Assessment Roll shall include all Tax Parcels within the Property Use Categories. The assessment for each parcel will be billed through the Broward County Property Appraiser's Office, via the Ad Valorem Tax Bill and collected through the Broward County Revenue Collections Division, as authorized by Florida Statutes, Section 197.3632. The Florida Statutes require the disclosure to owners, that "failure to pay the assessments will cause a Tax Certificate to be issued against the property, which may result in the loss of title."

SECTION 4. There is hereby established a public hearing to be held at 6:00 p.m. on September 12, 2019, in City Commission Chambers of City Hall, 5581 West Oakland Park Boulevard, Lauderhill, Florida, at which time the City Commission will receive and consider any comments on the Stormwater Assessments from the public and affected property owners and consider re-imposing Stormwater Assessments for the Fiscal Year beginning October 1, 2019 and collecting such assessments on the same bill as ad valorem taxes.

SECTION 5. The City published a notice of the public hearing authorized by Section 4 of this Preliminary Rate Resolution in the manner and time provided in the Florida Statutes, a copy of which is on file with the city clerk's office.

SECTION 6. Pursuant to section 200.069(13)(a), Florida Statutes, and with agreement of the Property Appraiser, the City has elected to combine notice of the public hearing authorized by Section 4 hereof with the truth-in-millage notification required pursuant to section 200.069, Florida Statutes. Such mailed notice shall be in the form required by section 200.069(13)(a), Florida Statutes, and consistent with the Uniform Assessment Collection Act and the Ordinance for the purpose of imposing Storm Water Assessments for the Fiscal Year beginning October 1, 2019. All first class mailed notices will be mailed timely consistent with all statutory requirements.

SECTION 7. Upon adoption, the City Clerk is hereby directed to send a certified copy of this Resolution confirming the preliminary estimate of the non-ad valorem assessment rate for Storm Water to the Broward County Property Appraiser by August 2, 2019.

SECTION 8. This Resolution shall take effect immediately upon its passage and adoption.

DATED this 9 day of July, 2019.

PASSED AND ADOPTED on first reading this 9 day of July, 2019.

MOTION
SECOND

Bates
Campbell

M. BATES
H. BERGER
R. CAMPBELL
D. GRANT
K. THURSTON

Yes
Yes
Yes
Yes
Yes

Approved as to Form



W. Earl Hall
W. Earl Hall
City Attorney



City of Lauderhill

City Hall
5581 W. Oakland Park
Blvd.
Lauderhill, FL, 33313
www.lauderhill-fl.gov

File Details

File Number: 19R-3303

File ID: 19R-3303	Type: Resolution	Status: Agenda Ready
Version: 1	Reference:	In Control: City Commission Meeting
		File Created: 07/03/2019
File Name: Stormwater - preliminary assessment rates		Final Action:

Title: RESOLUTION NO. 19R-07-142: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAUDERHILL, FLORIDA RELATING TO THE PROVISION OF STORMWATER SERVICES TO THOSE AREAS MORE COMMONLY KNOWN AS ST. GEORGE, WEST KEN LARK, BROWARD ESTATES, AND THE SWAP SHOP; DECLARING THE ESTIMATED NON-AD VALOREM SPECIAL ASSESSMENT RATE FOR FISCAL YEAR 2020; PROVIDING FOR RE-IMPOSITION OF THE UNIFORM METHOD FOR COLLECTING NON-AD VALOREM SPECIAL ASSESSMENTS ON THE ANNUAL TAX BILL FOR ALL RELATED COSTS AND FEES FOR THE DESIGNATED AREAS; STATING A NEED FOR SUCH LEVY TO COVER THE COSTS AND FEES FOR STORMWATER SERVICES; ALLOWING FOR INCREASES EQUIVALENT TO THE COSTS CHARGED BY THE SERVICE PROVIDER; DIRECTING THE PREPARATION OF AN ASSESSMENT ROLL; AUTHORIZING A PUBLIC HEARING AND DIRECTING THE PROVISION OF NOTICE THEREOF; PROVIDING FOR THE MAILING OF THIS RESOLUTION; PROVIDING FOR AN EFFECTIVE DATE.

Notes:

Sponsors:	Enactment Date:
Attachments: RES-19R-07-142-Stormwater Preliminary Rate Assessment RESOLUTION 2019, Ex. A -Map Garbage & Stormwater.pdf	Enactment Number:
Contact:	Hearing Date:
* Drafter: apetti@lauderdale-fl.gov	Effective Date:

History of Legislative File

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
1	Public Hearing of the City Commission	07/09/2019					

Text of Legislative File 19R-3303

RESOLUTION NO. 19R-07-142: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAUDERHILL, FLORIDA RELATING TO THE PROVISION OF STORMWATER SERVICES TO THOSE AREAS MORE COMMONLY KNOWN AS ST. GEORGE, WEST KEN LARK, BROWARD ESTATES, AND THE SWAP SHOP; DECLARING THE *ESTIMATED* NON-AD VALOREM SPECIAL ASSESSMENT RATE FOR FISCAL YEAR 2020; PROVIDING FOR RE-IMPOSITION OF THE UNIFORM METHOD FOR COLLECTING NON-AD VALOREM SPECIAL ASSESSMENTS ON THE ANNUAL TAX BILL FOR ALL RELATED COSTS AND FEES FOR THE DESIGNATED AREAS; STATING A NEED FOR SUCH LEVY TO COVER THE COSTS AND FEES FOR STORMWATER SERVICES; ALLOWING FOR INCREASES EQUIVALENT TO THE COSTS CHARGED BY THE SERVICE PROVIDER; DIRECTING THE PREPARATION OF AN ASSESSMENT ROLL; AUTHORIZING A PUBLIC HEARING AND DIRECTING THE PROVISION OF NOTICE THEREOF; PROVIDING FOR THE MAILING OF THIS RESOLUTION; PROVIDING FOR AN EFFECTIVE DATE.

Request Action:

Pass a Resolution to approve the preliminary rate resolution providing the estimated non-ad valorem special assessments that will be charged on the Annual Broward County Tax Bill for Stormwater Services to the designated areas more commonly known as St. George, West Ken Lark, Broward Estates, and the Swap Shop and the proposed rate structure, and re-imposing the uniform method for collecting this assessment.

Need: (Why is there a need for this action?)

The City of Lauderhill is re-imposing the costs necessary to provide Stormwater services within the designated "annexed" areas. The rate proposed as reasonable and necessary to provide the required services. The assessment represents the pass through charges for such services. The preliminary rate must be submitted to the Broward County Property Appraiser's Office no later than August 2, 2019.

Summary Explanation/ Background: (Provide a summary/background of this agenda request)

The City of Lauderhill passed and adopted the Original Intent Resolution No. 08R-12-272 to begin imposing Stormwater Assessments throughout "annexed" areas within the City in the areas known as St. George, West Ken Lark, Broward Estates, and the Swap Shop as a non-ad valorem assessment collected on the Annual Tax Bill. Each subsequent year the City has re-imposed the uniform method of collection of the non-ad valorem special assessments for Stormwater services. The rate is merely a pass through charge which results in the estimated annual assessment of \$233.79 is proposed as being reasonable and necessary in connection with providing such services for Fiscal Year 2020. A public hearing on this matter will be held on September 12, 2019 at or about 6:00 p.m. prior to the adoption of the Resolution for the purpose of receiving public comment on the re-imposition of the uniform method of collection of non-ad valorem special assessments for Stormwater and the proposed rate structure. The corresponding Ordinance will also be heard on first reading on September 12, 2019 6:00 p.m. and the second reading and adoption of the Ordinance is scheduled for September 26, 2019

@ 7:00 p.m. All owners will be provided notice of the estimated proposed assessment and of the fact that they have a right to file written objections, to appear and to be heard at the public hearings. Notice will be sent to each individual property owner via the TRIM Notice sent by the Broward County Appraiser's Office and Notice was already published in the newspaper. The estimated preliminary rate for the assessment must be approved and forwarded to the Broward County Property Appraiser by August 2, 2019. Proof of Publication for the Notice of Hearing is on file with the city clerk's office.

Attachments: (Number all attachments consecutively)

Cost Summary/ Fiscal Impact: (Include projected cost, approved budget amount and account number, source of funds, and any future funding requirements)

Revenues in the estimated amount of \$893,311.59 will be collected with this annual assessment. Additional revenues in an unknown amount may also be realized with the interest earned on the potential investment of these monies.

Master Plan: Explain how this Agenda item advances one or more objectives

Goal 1: Clean, Green Sustainable Environment

- Increase mass transit ridership
- Reduce City energy consumption
- Reduce water consumption

Goal 2: Safe and Secure City of Lauderdale

- Crime in lower 50% in Broward
- Residents feel safe in neighborhood
- Reduce emergency fatalities

Goal 3: Open Spaces and Active Lifestyle for all ages

- Increase participation in youth sports
- Add new park land and amenities
- Increase attendance at cultural programs and classes

Goal 4: Growing Local Economy, Employment and Quality of Commercial Areas

- Increase commercial tax base
- Increase employment in Lauderdale businesses
- Decrease noxious and blighted uses in commercial areas

Goal 5: Quality Housing at all Price Ranges and Attractive Communities

- Neighborhood signs and active HOAs
- Housing & streets improved, litter reduced

Goal 3: Open Spaces and Active Lifestyle for all ages

- Increase participation in youth sports
- Add new park land and amenities
- Increase attendance at cultural programs and classes

Goal 4: Growing Local Economy, Employment and Quality of Commercial Areas

- Increase commercial tax base
- Increase employment in Lauderdale businesses
- Decrease noxious and blighted uses in commercial areas

Goal 6: Efficient and Effective City Government, Customer Focused & Values Diversity

- Improves City efficiency Increase use of Information Technology
- Increases residents perception of Lauderhill as an excellent place to live



CITY OF LAUDERHILL ANNUAL STORMWATER FEE ASSESSMENT



MAP NOT DRAWN
TO SCALE

NW 19 ST

WEST KEN LARK

STATE RD 7 / US 441

SUNRISE BLVD

SWAP SHOP

NW 31 AVENUE

ST GEORGE

STATE ROAD 7 / US 441

NW 7 ST

BROWARD
ESTATES

NW 34 AVE

 CITY LIMITS

BROWARD BLVD

Prepared by City of Lauderdale - GIS Department
Date Created: 10.29.08