

**IMMOKALEE FIRE CONTROL DISTRICT
RESOLUTION NO. 2016-01**

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE IMMOKALEE FIRE CONTROL DISTRICT STATING ITS INTENT TO USE THE UNIFORM METHOD OF COLLECTING NON-AD VALOREM ASSESSMENTS FOR MORE THAN ONE YEAR LEVIED WITHIN DISTRICT BOUNDARIES; STATING A NEED FOR SUCH LEVY; PROVIDING A LEGAL DESCRIPTION OF THE BOUNDARIES OF THE REAL PROPERTY SUBJECT TO THE LEVY; PROVIDING FOR THE MAILING OF THIS RESOLUTION; AND PROVIDING FOR AN EFFECTIVE DATE.

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE IMMOKALEE FIRE CONTROL DISTRICT AS FOLLOWS:

SECTION 1. AUTHORITY. This Resolution of the Board of Commissioners (the "Board") of the Immokalee Fire Control District (the "District"), is adopted pursuant Chapter 2000-393, Laws of Florida, Section 197.3632, Florida Statutes, and other applicable provisions of law.

SECTION 2. FINDINGS. It is hereby ascertained, determined and declared as follows:

(A) The Board is contemplating the imposition of special assessments, sometimes referred to as non-ad valorem assessments, against real property located within the District as described in Exhibit A hereto, to partially fund the delivery of fire protection and emergency medical services and facilities.

(B) The District's enabling legislation provides that any imposition of special assessments must first be approved by a vote of the permanent residents of the District. Although no referendum for assessment purposes is currently scheduled, the Board may conduct an election seeking approval of such assessments in the near future.

(C) In the event the special assessments are approved by vote of the District electors, the Board intends to use the uniform method for collecting the assessments for more than one year as authorized by Section 197.3632, Florida Statutes, which will allow such assessments to be collected annually, commencing in November 2016, in the same manner as provided for ad valorem taxes.

(D) The Board held a duly advertised public hearing for the purpose of considering the adoption of this Resolution, proof of publication of such hearing being attached hereto as Exhibit B.

SECTION 3. UNIFORM METHOD OF COLLECTING NON-AD VALOREM ASSESSMENTS.

(A) Subject to a vote of the District electors approving the imposition of a special assessment and commencing with the ad valorem tax bills issued in November 2016, the District hereby announces its intention to use the uniform method of collecting non-ad valorem assessments for more than one year as authorized in Section 197.3632, Florida Statutes, as amended, for collecting non-ad valorem assessments for the cost of providing fire protection and emergency medical services and facilities within the District.

(B) The Board hereby determines that the levy of such assessments is needed to partially fund the cost of providing fire protection and emergency medical services and facilities to property located within the District.

(C) Adoption of this Resolution is solely for the purpose of complying with the statutory requirements that the District publicly announce to the Florida Department of Revenue, the Collier County Property Appraiser, and the Collier County Tax Collector before March 1, 2016 that it may levy non-ad valorem assessments and use the uniform method of collection. Adoption of this Resolution shall not be deemed to commit or require the District to impose any assessments, nor will the District seek to impose a special assessment without first obtaining elector approval, as required by law.

(D) Upon adoption, the District's general counsel, or his designee, is hereby directed to send a copy of this Resolution by United States mail to the Florida Department of Revenue, the Collier County Property Appraiser, and the Collier County Tax Collector by March 10, 2016.

SECTION 4. CONSTRUCTION; EFFECTIVE DATE. This Resolution shall be liberally construed to effect the purposes hereof and shall become effective immediately upon adoption.

THE FOREGOING RESOLUTION WAS OFFERED BY COMMISSIONER OLESKY WHO MOVED THE RESOLUTION'S ADOPTION. THE MOTION WAS SECONDED BY COMMISSIONER ANDERSON AND, UPON BEING PUT TO A VOTE, THE VOTE WAS AS FOLLOWS:

Commissioner Patricia Anne Goodnight	<u>YEA</u>
Commissioner Travis Anderson	<u>YEA</u>
Commissioner Edward Olesky	<u>YEA</u>
Commissioner Bonnie Keen	<u>YEA</u>
Commissioner Robert Halman	<u>YEA</u>

Passed in open and regular session of the Board of Commissioners of the Immokalee Fire Control District, Florida this 18th day of February, 2016.

IMMOKALEE FIRE CONTROL DISTRICT,

BY: 
Patricia Anne Goodnight, Chair

Attest: 
Edward Olesky, Secretary

EXHIBIT A

LEGAL DESCRIPTION OF THE IMMOKALEE FIRE CONTROL DISTRICT

All of those lands encompassed by/within the District boundaries as described in Chapter 2000-393, Laws of Florida, as may be amended from time to time. Such legal description is incorporated herein by reference and made a part hereof as if fully set forth herein.

EXHIBIT B

PROOF OF PUBLICATION

**IMMOKALEE FIRE CONTROL DISTRICT
NOTICE OF INTENT TO USE UNIFORM METHOD OF
COLLECTING NON-AD VALOREM ASSESSMENTS AND
NOTICE OF PUBLIC HEARING**

The Board of Commissioners ("Board") of the Immokalee Fire Control District (the "District") hereby provides notice, pursuant to Section 197.3632(3)(a), Florida Statutes, of its intent to use the uniform method of collecting annual non-ad valorem assessments to be levied within the District to partially fund the cost of providing fire protection and emergency medical services and facilities. The imposition of any such non-ad valorem assessments will be contingent upon approval of the electors of the District voting in a referendum to be held in the future. The Board will consider the adoption of a resolution stating its intent to use the uniform method of collecting the assessments for more than one year commencing in November 2016 as authorized by Section 197.3632, Florida Statutes, at a public hearing on February 18, 2016 at 6:00 p.m. in the Board Meeting Room at 502 New Market Road East, Immokalee, Florida 34142. Such resolution will state the need for the levy and will contain a legal description of the boundaries of the real property subject to the levy. A copy of the proposed form of resolution is on file at the Office of the District Secretary located at 502 New Market Road East, Immokalee Florida.

In the event any person decides to appeal any decision by the Board with respect to any matter relating to the consideration of the resolution at the above-referenced public hearing, a record of the proceeding may be needed and in such an event, such person may need to ensure that a verbatim record of the public hearing is made, which record includes the testimony and evidence on which the appeal is to be based. In accordance with the Americans with Disabilities Act, persons needing a special accommodation or an interpreter to participate in this proceeding should contact Chief Paul Anderson at (239) 657-2111 at least seven days prior to the date of the hearing.

By Order of: Board of Commissioners, Immokalee Fire Control District

Naples Daily News

> Ad Proof

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Phone: (239) 262-3161

Email: ivonne.gori@naplesnews.com

> Account Information

Date: 01/07/16

Account Number: 532805 (N006756)

Company Name: IMMOKALEE FIRE CONTROL DISTR.

Contact Name:

Email: AValladares@immfire.com

Address: 502 E NEW MARKET ROAD, IMMOKALEE, FL, 34142-5001

Phone: (239) 657-2111

Fax: (239) 657-9489

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Publications: ND-Naples Daily News, ND-Internet-naplesnews.com

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By Order of: Board of Commissioners, Immokalee Fire
Control District
January 21, & 28, February 4, & 11, 2016 No. 881391

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