

IMMOKALEE FIRE CONTROL DISTRICT

RESOLUTION NO. 2017-01

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 Referendum. 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 Referendum, 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 2017, 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 Referendum approving the imposition of a special assessment and commencing with the ad valorem tax bills issued in November 2017, 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, 2017 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, 2017.

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

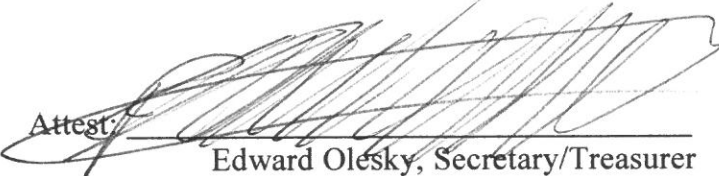
THE FOREGOING RESOLUTION WAS OFFERED BY COMMISSIONER HALMAN WHO MOVED THE RESOLUTION'S ADOPTION. THE MOTION WAS SECONDED BY COMMISSIONER OLESKY AND, UPON BEING PUT TO A VOTE, THE VOTE WAS AS FOLLOWS:

Commissioner Patricia Anne Goodnight	<u>YES</u>
Commissioner Joseph Brister	<u>YES</u>
Commissioner Edward Olesky	<u>YES</u>
Commissioner Bonnie Keen	<u>NO</u>
Commissioner Robert Halman	<u>YES</u>

Passed in open and regular session of the Board of Commissioners of the Immokalee Fire Control District, Florida this 12th day of January, 2017.

IMMOKALEE FIRE CONTROL DISTRICT

By: 
Patricia Anne Goodnight, Chair

Attest: 
Edward Olesky, Secretary/Treasurer