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RESOLUTION NO. 2013-21

A RESOLUTION OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA, ESTABLISHING THE ANNUAL WASTE FEE ASSESSMENT FOR THE VILLAGE OF BISCAYNE PARK, FLORIDA FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2013; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Village of Biscayne Park utilizes Miami-Dade County Office of the Property Appraiser, Administrative Division, (hereinafter referred to as "the County") to collect the Village's annual waste fee assessment on the TRIM Notices and Tax Bills; and,

WHEREAS, since FY 2009-10 the assessment rate has been maintained even though the cost to provide sanitation services has increased; and,

WHEREAS, the goal of this administration is to continue providing top level services to the residents of the Village Biscayne Park, and,

WHEREAS, the Public Works Department, the Finance Department and the Village Manager's office have met several times and have completed a thorough assessment of the Sanitation budget and have determined the necessary dollars needed to provide our residents with the services as they relate to sanitation and waste management; and,

WHEREAS, the County's Property Appraiser Office requires that the Village submit its rate by June 1, 2013, in order to appear on the TRIM notices; and,

WHEREAS, a pending issue exists in regards to Senate Bill 1810 which covers the proposed retirement contribution rates that were submitted by the Florida Division of Retirement to Governor Rick Scott on May 10, 2013; and,

WHEREAS, the Governor has until May 25, 2013, to act upon the bill, and if approved, would go into effect on July 1, 2013, and would impact the Sanitation budget; and,

WHEREAS, if the proposed retirement contribution rates are approved with the enactment of Senate Bill 1810, the total proposed solid waste management fee assessment for the entire Village is estimated to be \$742,664 for fiscal year beginning October 1, 2013; and,

WHEREAS, the assessed properties are hereby found to be specially benefitted by the provision of solid waste collection services, and the solid waste management fee assessment is estimated to be \$572 per residential unit, based on \$742,664; and,

1 WHEREAS, if the proposed retirement contribution rates are not approved without the
2 enactment of Senate Bill 1810, the total proposed solid waste management fee assessment for the
3 entire Village is estimated to be \$736,122 for fiscal year beginning October 1, 2013; and,
4

5 WHEREAS, the assessed properties are hereby found to be specially benefitted by the
6 provision of solid waste collection services, and the solid waste management fee assessment is
7 estimated to be \$567 per residential unit, based on \$736,122; and,
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10 **NOW THEREFORE IT IS HEREBY RESOLVED BY THE MAYOR AND**
11 **VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA:**
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14 **Section 1.** The foregoing "Whereas" clauses are hereby ratified and confirmed as
15 being true and correct and hereby made a specific part of this Resolution upon adoption hereof.
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18 **Section 2.** The Finance Director is authorized to submit to Miami-Dade County, by
19 June 01, 2013, the Village of Biscayne Park's annual waste fee assessment which will be based
20 on whether the Governor approves the proposed retirement contribution rates as follows:
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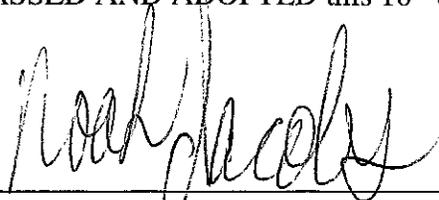
- 22 • If the proposed retirement contribution rates **are approved**, the annual waste fee
23 assessment will be \$572 per residential unit, based on the Sanitation Budget of \$742,664
24 for Fiscal Year 2013-2014, attached hereto and made a specific part hereof as Exhibit
25 "1".
26
- 27 • If the proposed retirement contribution rates **are not approved**, the annual waste fee
28 assessment will be \$567 per residential unit, based on the Sanitation Budget of \$736,122
29 for Fiscal Year 2013-2014, attached hereto and made a specific part hereof as Exhibit
30 "2".
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33 **Section 3.** The Finance Director is to also provide the County with the data file
34 containing folio numbers with district information, which will be placed on the TRIM Notices
35 and Tax Bills of the Village's residents.
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38 **Section 4.** Prior to October 1, 2013, the Mayor and Village Commission shall update
39 Section 17-4, of the Village's Code of Ordinances entitled "Imposition of Solid Waste
40 Management Fee Assessment", to update the annual solid waste management fee to the fees
41 identified herein.
42

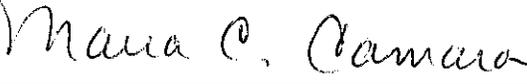
43 **Section 5.** This Resolution shall become effective upon adoption.
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1 PASSED AND ADOPTED this 16th day of May, 2013

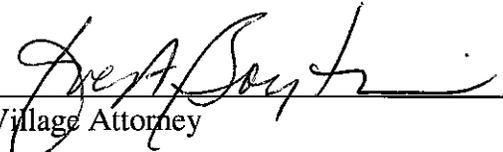
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6 Noah Jacobs, Mayor

**The foregoing resolution upon being put
to a vote, the vote was as follows:**

Mayor Jacobs: Yes
Vice Mayor Cooper: Absent
Commissioner Anderson: Yes
Commissioner Ross: Yes
Commissioner Watts: Yes

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11 _____
12 Maria C. Camara, Village Clerk

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14
15 Approved as to form:

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17 
18 _____
19 Village Attorney
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