

# *City of Dade City*

## **AGENDA MEMO**

**To:** Honorable Mayor and Members of the City Commission  
**From:** James D. Class, City Clerk / Finance Director *JC*  
**Subject:** Preliminary Street Lighting Assessment Rate Certification – The Pines  
Subdivision Enhanced Street Lighting Service Area  
**Date:** June 16, 2009

### **BACKGROUND:**

In December 2006, the City Commission created the above special assessment district and took over the administration of the enhanced street lighting which was installed by the developer. In February 2007, the Commission entered into interlocal agreements with the Property Appraiser and Tax Collector to provide the mechanism for inclusion of these assessments on the annual Pasco County combined tax bill. Beginning with the 2007 tax bills, the assessments have been collected by the Tax Collector and forwarded to the City for operational purposes.

In order for the proposed assessment amount for fiscal year 2009-2010 to be included in the upcoming TRIM notices, thereby giving notice of the budget and assessment rate public hearing, the City Commission must approved and certify the proposed rate to the Property Appraiser by July 6, 2009.

### **ISSUES:**

Included with this item is a resolution with a proposed budget for this street lighting area along with the Certification form for signature by the Mayor. **The proposed rate is \$156.39 per parcel** for the 72 parcels in the Pines Subdivision. This is a reduction from the rate last year of \$159.69.

Please note that the City participates to the extent of an amount equal to cost of the estimated number of typical street lights that the City would provide under its existing pattern of street lighting in the balance of the City. This amount is included in the City's street lighting accounts in the General Fund budget.

Now that the assessment district is fully established, this rate should remain relatively constant, subject to changes in the cost of the energy portion of the billings from Tampa Electric.

**ALTERNATIVES:**

The Commission may:

1. Approve Resolution No. 2009-18 with the proposed rate and authorize the Mayor to execute the Certification to the Property Appraiser, thereby including the rate process in the TRIM notices.
2. Amend the resolution to adjust the rate and then certify the same.
3. Decline to use this process and revert to direct billings at a higher cost to the parcels.

**RECOMMENDATION:**

It is recommended that the City Commission approve Resolution No. 2009-18 with the **proposed annual rate of \$156.39** for the Pines Subdivision Enhanced Street Lighting Service for the 2009 tax year and authorize the Mayor's signature on the Certification form to the Pasco County Property Appraiser.

The date of the proposed public hearings on the rates will also have to be included in the Certification. Information on the date availability for the City's public hearings on this and the rest of the budget will be presented at the Commission meeting at the time of consideration of this item.

**FUNDING:**

No additional funding is not required at this time for the above recommendations.

BY THE CITY COMMISSION

**RESOLUTION NO.: 2009-18**

**A RESOLUTION BY THE CITY COMMISSION OF THE CITY OF DADE CITY, FLORIDA, CERTIFYING THE PRELIMINARY ASSESSMENT RATE FOR THE PINES SUBDIVISION ENHANCED STREET LIGHTING SERVICE AREA FOR FISCAL YEAR 2009-2010; SETTING A PUBLIC HEARING DATE; AUTHORIZING THE MAYOR TO SIGN THE PRELIMINARY CERTIFICATION; AND PROVIDING AN EFFECTIVE DATE.**

WHEREAS, Chapter 197, Florida Statutes, authorizes the City Commission to levy and collect special assessments on benefited property for the provision of services, facilities or programs and provides for mechanisms of assessment and collection of fees for such benefited properties; and

WHEREAS, pursuant to Dade City Ordinance No. 2003-0816, the City Commission is authorized to establish special benefit areas for the purpose of providing services to citizens within the City limits; and

WHEREAS, on November 14, 2006, the City Commission approved Resolution No. 2006-0925 which created a street lighting area within the Pines Subdivision to assume responsibility for the existing, enhanced street-lighting in that community, and

WHEREAS, pursuant to Ordinance No. 2003-0816, the City Commission must adopt a preliminary rate resolution establishing the proposed assessment and the public hearing date for the next fiscal year.

NOW, THEREFORE, BE IT RESOLVED by the City Commission of the City of Dade City, Florida, in regular session duly assembled, as follows:

1. The "Street Lighting Service Area" addressed herein shall encompass those parcels of property located in the area known as the Pines Subdivision, City of Dade City, Pasco County, Florida, in Section 33, Township 24 South, Range 21 East, as listed on the Assessment Roll.
2. The City Commission adopts and shall continue to utilize the alternative method for the levy, collection and enforcement of annual street lighting assessments within the above-described "Street Lighting Service Area" as authorized by Chapter 197, Florida Statutes, and Ordinance No. 2003-0816.
3. A preliminary street lighting assessment of **\$156.39**, based upon a per-parcel share of the properties benefited by the "Street Lighting Service Area" as shown in the attached budget, is proposed to be levied against each parcel within the "Street Lighting Service Area."
4. The City Commission will hold a public hearing on September \_\_, 2009 to consider adopting the final assessment rate for fiscal year 2009-2010.

5. The Mayor is authorized to sign the Preliminary Certificate to Non-Ad Valorem Assessment Roll.
6. This resolution will take effect upon adoption.

DONE AND RESOLVED in regular session this 23rd day of June, 2009.

ATTEST:

CITY OF DADE CITY, FLORIDA

\_\_\_\_\_  
James D. Class, City Clerk

\_\_\_\_\_  
Scott Black, Mayor

Approved as to Legal Form and Content

\_\_\_\_\_  
Karla S. Owens, City Attorney

**PINES SUBDIVISION ENHANCED STREET LIGHTING SERVICE AREA  
PROPOSED FISCAL 2009-2010 BUDGET**

**REVENUES:**

Revenues from Assessments:			
72	Parcels @	\$156.39	\$ 11,260
	City Participation	\$306.00	\$ 3,672
	Reserve for Payment Discounts	5.00%	\$ (563)
<b>TOTAL FY 09-10 REVENUE BUDGET</b>			<b>\$ 14,369</b>

**EXPENSES:**

	Monthly	Annual
TECO Billings	\$1,079.85	\$ 12,959
Property Appraiser Annual Fee		\$ 150
Reserve for Rate Adjustments	7.50%	\$ 972
Tax Collector Collection Fee	2.00%	\$ 288
<b>TOTAL FY 09-10 EXPENSE BUDGET</b>		<b>\$ 14,369</b>



**Certificate to  
Non-Ad Valorem Assessment Roll**

**PRELIMINARY**

I, the undersigned, hereby certify that I am the Chairman of the Board, or authorized agent of \_\_\_\_\_ the City of Dade City \_\_\_\_\_ located in \_\_\_\_\_ Pasco \_\_\_\_\_ County, Florida; as such, I have satisfied myself that all property included or includable on the Non-Ad Valorem Assessment Roll for the aforesaid county is properly assessed so far as I have been able to ascertain; and that all required extensions on the above described roll to show the non-ad valorem assessments attributable to the property listed therein have been made pursuant to law.

I further certify that, upon completion of this certificate and the attachment of same to the herein described Non-Ad Valorem Assessment Roll as a part thereof, said Non-Ad Valorem Assessment Roll will be delivered to the Tax Collector of this county.

In witness whereof, I have subscribed this certificate and caused the same to be attached to and made a part of the above described Non-Ad Valorem Assessment Roll this the 23rd day of June, 2009 year.

No. Parcels 72  
Per Unit Price 156.39  
Amount 11,260.08  
Telephone No. 352-523-5052

(To be printed on Notice of Proposed PropertyTax)

\_\_\_\_\_  
Chairman of the Board or Authorized Agent  
of City of Dade City  
Name of Local Government  
Pasco County, Florida

LEVYING AUTHORITY	PURPOSE OF ASSESSMENT AND / OR MEETING TIMES	UNITS	RATE	ASSESSMENT
City of Dade City	Enhanced street lighting assessment - Pines Subdivision Public hearing: September __, 2009 at 5:30 p.m. Commission Room, 14150 5th Street, Dade City, FL 33525	72	156.39	11,260.08

The above format will be reflected on the 'Notice of Proposed Property Tax' (form DR-474N).

Please provide on this form any additional information you require on the Notice.