December 29th

2004
KEY LARGO WASTEWATER TREATMENT DISTRICT BOARD OF COMMISSIONERS SPECIAL CALL MEETING

AGENDA

Wednesday, December 29, 2004 at 5:00 PM
Key Largo Civic Club, 209 Ocean Bay Drive
Key Largo, FL

Charles Brooks               Chairman
Gary Bauman                  Vice Chairman
Andrew Tobin                 Secretary-Treasure
Glenn Patton                  Commissioner
Claude Bullock               Commissioner

Charles F. Fishburn           General Manager
Thomas Dillon                District Counsel
Carol Simpkins                Board Clerk

PLEASE TAKE NOTICE AND BE ADVISED, that if any interested person desires to appeal any decision of the KLWTD Board, with respect to any matter considered at this meeting, such interested person will need a record of the proceedings, and for such purpose, may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. Persons with disabilities requiring accommodations in order to participate in the meeting should contact the Board Clerk at 305-451-5105 at least 48 hours in advance to request accommodations.

I. CALL TO ORDER

II. PLEDGE OF ALLEGIANCE

III. ROLL CALL

IV. APPROVAL OF AGENDA WITH ANY ADDITIONS OR DELETIONS

V. PUBLIC HEARING:
   1. RESOLUTION NO. 07-12-04
      A RESOLUTION OF THE KEY LARGO WASTEWATER TREATMENT DISTRICT, KEY LARGO, FLORIDA ELECTING TO USE THE UNIFORM METHOD OF COLLECTING NON-AD VALOREM SPECIAL ASSESSMENTS LEVIED WITHIN THE UNINCORPORATED AREA OF THE ISLAND OF KEY LARGO; STATING A NEED FOR SUCH LEVY; PROVIDING FOR THE MAILING OF THIS RESOLUTION; AND PROVIDING FOR AN EFFECTIVE DATE.

VI. ADJOURNMENT

KLWTD Agenda
December 29, 2004
KEY LARGO WASTEWATER TREATMENT DISTRICT
Agenda Request Form

Meeting Date: December 29, 2004

[ ] PUBLIC HEARING [X] RESOLUTION
[ ] DISCUSSION [ ] BID/RFP AWARD
[ ] GENERAL APPROVAL OF ITEM [ ] CONSENT AGENDA

[ ] Other:

SUBJECT: Resolution to use the uniform method of collecting non-ad valorem special assessments.

RECOMMENDED MOTION/ACTION: Adoption of Resolution No. 07-12-04

Approved by General Manager
Date: 12-23-04

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<th>Originating Department: General Manager</th>
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<td>General Manager</td>
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| Engineering       |
| Clerk             |

| All parties that have an interest in this agenda item must be notified of meeting date and time. The following box must be filled out to be on agenda. |

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<th>Advertised:</th>
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<td>Paper:</td>
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<td>[X] Not Required</td>
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| Yes I have notified everyone                          |
| or                                                     |
| Not applicable in this case:                          |
| Please initial one.                                    |

Summary Explanation/Background: It is prudent for the Board to retain this taxing option at this time. This resolution does not obligate the District to impose a special assessment but it gives the District the option to. Further studies and public meetings are required before a decision can be made.

Resulting Board Action:
☐ Approved ☐ Tabled ☐ Disapproved ☐ Recommendation Revised
RESOLUTION NO. 07-12-04

A RESOLUTION OF THE KEY LARGO WASTEWATER TREATMENT DISTRICT, KEY LARGO, FLORIDA ELECTING TO USE THE UNIFORM METHOD OF COLLECTING NON-AD VALOREM SPECIAL ASSESSMENTS LEVIED WITHIN THE UNINCORPORATED AREA OF THE ISLAND OF KEY LARGO; STATING A NEED FOR SUCH LEVY; PROVIDING FOR THE MAILING OF THIS RESOLUTION; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Board of Commissioners of the Key Largo Wastewater Treatment District (the “District”) is contemplating the imposition of special assessments for the provision of wastewater management services;

WHEREAS, the District intends to use the uniform method for collecting non-ad valorem special assessments for the cost of providing wastewater management services to property within the unincorporated area of the District as authorized by section 197.3632(3)(a), Florida Status, as amended, because this method will allow such special assessments to be collected annually commencing in November 2005, in the same manner as provided for ad valorem taxes; and

WHEREAS, the District held a duly advertised public hearing prior to the adoption of this Resolution, proof of publication of such hearing being attached hereto as Exhibit A.

NOW, THEREFORE, BE IT RESOLVED BY THE KEY LARGO WASTEWATER TREATMENT DISTRICT BOARD OF KEY LARGO, FLORIDA, THAT:

Section 1. Commencing with the Fiscal Year beginning on October 1, 2005, and with the tax statement mailed for such Fiscal Year, the District intends to use the uniform method of collecting non-ad valorem assessments authorized in section 197.3632(3)(a), Florida Statutes, as amended, for collecting non-ad valorem assessments for the cost of providing wastewater management services. Such non-ad valorem assessments shall be levied within the unincorporated area of the District. The area potentially subject to the assessment is described as follows:
The territory consisting of Key Largo, including all lands east of Tavernier Creek, including Tavernier, Key Largo, and Cross Key, with the exception of Ocean Reef, all in Monroe County, Florida.

**Section 2.** The District hereby determines that the levy of the assessments is needed to fund the cost of wastewater management services within the unincorporated area of the District.

**Section 3.** Upon adoption, the Board Clerk is hereby directed to send a copy of this Resolution by United States mail to the Florida Department of Revenue, the Monroe County Tax Collector, and the Monroe County Property appraiser by January 10, 2005.

**Section 4. EFFECTIVE DATE.** This resolution shall take effect immediately upon its adoption.

RESOLVED AND ADOPTED this 29th day of December, 2004.
The foregoing RESOLUTION NO. 07-12-04 was offered by Commissioner 
__________________________, who moved its approval. The motion was seconded by 
Commissioner __________________, and being put to a vote the result was as follows:

<table>
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<tr>
<td>Commissioner Gary Bauman</td>
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<tr>
<td>Chairman Charles Brooks</td>
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</table>

The Chairman thereupon declared Resolution No. 07-12-04 duly passed and adopted the 29th day 

KEY LARGO WASTEWATER TREATMENT DISTRICT

BY: _____________________________
   Chairman Charles Brooks

ATTEST:                        Approved to as to form and legal sufficiency
                                  ____________________________
                                  Carol Simpkins, Clerk
                                  District Counsel, Thomas Dillon

SEAL
KEY LARGO WASTEWATER TREATMENT DISTRICT BOARD OF COMMISSIONERS SPECIAL CALL MEETING

AGENDA

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KLWTD Agenda
December 29, 2004
KEY LARGO WASTEWATER TREATMENT DISTRICT
Agenda Request Form

Meeting Date: December 29, 2004  
Agenda Item No. 1

[ ] PUBLIC HEARING  
[X] RESOLUTION

[ ] DISCUSSION  
[ ] BID/RFP AWARD

[ ] GENERAL APPROVAL OF ITEM  
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[ ] Other:

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Approved by General Manager
Date: 12-23-04

Originating Department: General Manager

Costs: $  
Funding Source:
Acct #

Department Review:

☑ District Counsel  
☐ Clerk

☑ General Manager

☑ Finance

Engineering  
Clerk

Attachments:
Resolution No. 07-12-04

Advertised:
Date:  
Paper:  
[X] Not Required

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Yes I have notified everyone  
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The Chairman thereupon declared Resolution No. 07-12-04 duly passed and adopted the 29th day of December, 2004.

KEY LARGO WASTEWATER TREATMENT DISTRICT

BY: ____________________________
Chairman Charles Brooks

ATTEST: _________________________
Approved to as to form and legal sufficiency

______________________________
Carol Simpkins, Clerk

District Counsel, Thomas Dillon

Resolution No. 07-12-04
Page 3
Dec. 29, 2004

Call to order 5:10 pm

Pledge: Brooks

Roll Call

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<th>Yes</th>
<th>No</th>
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Approval of Agenda

Motion  

Second  

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Public Comment

Chris Cumberland - CoM, Best sewer adoption
John Hammons - Town, for other funding source - Keep cost of on-site facilities
if can afford it don't do it.

Fairness in taxing - Parady
Jerky - 7th wisdom of timing of APS
TAX on top of already Ad Valorem TAX

Chris - set of rules for setting non-advalorem
what properties are eligible.

Steve - why only 3 out of 5?
Glen - delivering huge improvement to property owners
**Resolution No. 07.12.04**

**Motion**

**Second**

<table>
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Motion to adjourn:

Seconded by:

Adjournment: Time ______________