



CITY COMMISSION ORDINANCE/RESOLUTION

TITLE: Resolution 22-3 (Utilities)

DESCRIPTION: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF COOPER CITY, FLORIDA, SETTING FORTH THE CITY'S INTENT TO USE THE UNIFORM METHOD FOR THE COLLECTION OF A NON-AD VALOREM SPECIAL ASSESSMENT TO BE LEVIED UPON REAL PROPERTIES LYING WITHIN THE MUNICIPAL BOUNDARIES OF THE CITY, AS MORE PARTICULARLY DESCRIBED IN EXHIBIT "A," ATTACHED HERETO, TO FUND ENHANCEMENTS, IMPROVEMENTS, ADDITIONS TO, AND MAINTENANCE OF, THE CITY'S STORMWATER UTILITY SYSTEM; STATING A NEED FOR SUCH LEVY; PROVIDING THAT A COPY OF THIS RESOLUTION SHALL BE FORWARDED TO THE PROPERTY APPRAISER, TAX COLLECTOR, AND THE FLORIDA DEPARTMENT OF REVENUE; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

CITY MANAGER RECOMMENDATION:

The City Manager recommends approval of Resolution 22-3, setting forth the City's intent to collect Stormwater Utility fees annually via a non-ad valorem Special Assessment, beginning October 1, 2022.

BACKGROUND OF ITEM:

The City currently charges Stormwater Utility fees via its monthly water and sewer utility bills, and these fees are used to fund construction, operation, and maintenance of its stormwater management systems.

The City Commission authorized a Stormwater Utility rate study to be performed by financial consultant Raftelis, and was presented with the results of that study at the September 8, 2020 Commission meeting. Following the presentation, the Commission voted to accept the findings of that study, which included a recommendation to begin collecting the Stormwater Utility fees via a non-ad valorem Special Assessment that, if approved by the Commission, would be included on the property tax bills for all developed properties within the City, beginning October 1, 2021. Ultimately, however, the consultant was unable to complete the second phase of their study and present the Commission with the proposed revised fees and final recommendation for implementing the non-ad valorem assessment by the required deadline. Implementation of the changes, therefore, were postponed until 2022.

ANALYSIS:

Raftelis has completed their report that proposes revised Stormwater Utility fees to be assessed, and will present their recommendations to the City Commission for consideration concurrently with this Commission item. If the Commission accepts the recommendation and intends to proceed with the change in billing methodology, the City must adopt a Resolution setting forth the City’s intent to collect Stormwater Utility fees annually via a non-ad valorem Special Assessment on the property tax bills (as is currently done for the City’s Fire Assessment). Further, copies of this Resolution must be provided to the Broward County Property Appraiser, the Broward County Revenue Collection Division (which serves as the Tax Collector for Broward County), and the Florida Department of Revenue on, or prior to, March 10, 2022.

Attached is the proposed resolution, which includes one proof of publication for the public hearing. Once the proof of publication for all four of the published notices become available, they will be added to the resolution.

FISCAL IMPACT:

There is no projected fiscal impact to the City by taking this action.

<u>General Ledger Acct. Number</u>	<u>Budgeted Amount</u>	<u>Requested Amount</u>	<u>Remaining Amount</u>

ALTERNATIVES:

The City Commission could opt not to change the current stormwater billing rates or methodology.

ATTACHMENTS:

Resolution 22-3
Advertisement – Notice of Intent