

RESOLUTION NO. 01-45

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA; REQUESTING THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY TO DISCONTINUE THE LEVY AND COLLECTION OF ASSESSMENTS FOR FISCAL YEAR 2001-02 FOR THE LANDSCAPE MAINTENANCE/MULTIPURPOSE SPECIAL TAXING DISTRICT NO. M-183 LOCATED WITHIN THE TOWN; PROVIDING FUNDING FOR SUCH LANDSCAPE MAINTENANCE/MULTIPURPOSE SERVICES; TAKING OVER THE RESPONSIBILITY OF THE DISTRICT TO PROVIDE SUCH SERVICES; AUTHORIZING THE TOWN MANAGER, TOWN ATTORNEY AND MAYOR TO TAKE NECESSARY ACTIONS TO IMPLEMENT THE TERMS AND CONDITIONS OF THIS RESOLUTION; AND PROVIDING FOR AN EFFECTIVE DATE.**

WHEREAS, pursuant to Resolution 8286 adopted January 22, 1963, the Board of County Commissioners of Miami-Dade County (the "Board") previously established Landscape Maintenance/Multipurpose Special Taxing District No. M-183 located within the Town of Miami Lakes (the "Special Taxing District"), the method of assessment for which was amended by County Ordinance 83-120 adopted December 20, 1983; and

WHEREAS, pursuant to Section 1.01(A)(11) of the Miami-Dade County Charter, the Board has the authority to discontinue the levy and collection of assessments for Special Taxing Districts established pursuant to Chapter 18 of the Miami-Dade County Code; and

WHEREAS, the Town of Miami Lakes (the "Town") was created on December 5, 2000, upon approval of the Town Charter by the electors of the Town; and

WHEREAS, the Special Taxing District described above is located within the municipal boundaries of the Town; and

WHEREAS, the Town Council desires to assume responsibility to provide landscape maintenance/multipurpose services within the area of the Town comprising the Special Taxing District.

**NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, AS FOLLOWS:**

**Section 1. Recitals.**

The above recitals are true and correct and incorporated into this resolution by this reference.

**Section 2.** That effective as of October 1, 2001, the Town Council requests the Board to discontinue the levy and collection of assessments for fiscal year 2001-02 for the Special Taxing District.

**Section 3.** The Town has adopted a budget for fiscal year 2001-02 pursuant to Ordinance No. 11 and such budget includes sufficient funds to finance the provision of landscape maintenance/multipurpose services within the boundaries of the Town to serve the area previously served by the Special Taxing District.

**Section 4.** In exchange for the County ceasing collection in the Special Taxing District for fiscal year 2001-02, the Town shall take responsibility for and be obligated to provide the services currently provided by the District and; Miami-Dade County, as the governing board of the Landscape Maintenance/Multipurpose District, shall be released from any further obligation to provide the services.

**Section 5.** That the Town Manager and Town Attorney are authorized to take all actions reasonably necessary to implement the provisions of this Resolution and the Mayor is

authorized to execute any necessary documents to implement the terms and conditions of this resolution, including, but not limited to, execution of an interlocal agreement with the County to arrange to cover the obligations of any existing noncancellable contractual obligations of the Landscape Maintenance/Multipurpose Districts.

**Section 6.** This Resolution shall be effective immediately upon adoption.

PASSED AND ADOPTED this 25<sup>th</sup> day of September, 2001.

Wayne Slaton  
WAYNE SLATON, MAYOR

ATTEST:

Beatrix M. Lyell  
TOWN CLERK

APPROVED AS TO LEGAL SUFFICIENCY:

1/s/ Nina Boniske  
ACTING TOWN ATTORNEY

M-Collins / S-Thomson

Council voted <u>7-0</u> as follows:	
Mayor Wayne Slaton	<u>YES</u>
Vice Mayor Roberto Alonso	<u>YES</u>
Councilmember Mary Collins	<u>YES</u>
Councilmember Robert Meador	<u>YES</u>
Councilmember Michael Pizzi	<u>YES</u>
Councilmember Nancy Simon	<u>YES</u>
Councilmember Peter Thomson	<u>YES</u>