

RESOLUTION NO. 02-90

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA REQUESTING THAT THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY DISCONTINUE AND SUSPEND THE LEVY AND COLLECTION OF ASSESSMENTS FOR THE LANDSCAPE MAINTENANCE/MULTIPURPOSE SPECIAL TAXING DISTRICT NO. M-183 LOCATED WITHIN THE TOWN FOR FISCAL YEAR 2002-2003; 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 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. Suspension of Assessments for Fiscal Year 2002-2003. The Town Council requests that the Miami-Dade County Board of County Commissioners discontinue and suspend the levy and collection of assessments for Fiscal Year 2002-2003.

Section 3. Suspension of Assessments for Subsequent Fiscal Years. On or before June 1st of each subsequent year the Town Manager shall provide the County Manager with written notification of the Town's intent to assume responsibility for the provision of the services provided by Special Taxing District for each subsequent fiscal year by requesting that the County suspend the levy and collection of the Special Taxing District's special assessments for that fiscal year.

Section 4. The Town's budget for any Fiscal Year in which the County suspends the levy and collection of special assessments shall include 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.

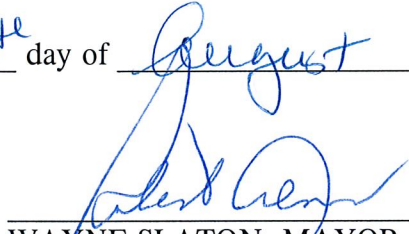
Section 5. In exchange for the County ceasing collection in the Special Taxing District, the Town shall take responsibility for and be obligated to provide the services

currently provided by the District. Miami-Dade County, as the governing board of the Landscape Maintenance/Multipurpose District, shall be released from any further obligation to provide the services in any year in which the County ceases the levy and collection of assessments in the Special Taxing District at the Town's request.

Section 6. 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.

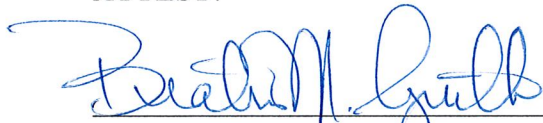
Section 7. This Resolution shall be effective immediately upon adoption.

PASSED AND ADOPTED this 13th day of August, 2002.



WAYNE SLATON, MAYOR
ROBERTO ALONSO, VICE MAYOR

ATTEST:



BEATRIS M. ARGUELLES, CMC
TOWN CLERK

APPROVED AS TO LEGAL SUFFICIENCY:



WEISS, SEROTA, HELFMAN, PASTORIZA & GUEDES, P.A.
TOWN ATTORNEY

Council voted _____ as follows:	
Mayor Wayne Slaton	_____
Vice Mayor Roberto Alonso	_____
Councilmember Mary Collins	_____
Councilmember Robert ileanor	_____
Councilmember Michael Pizzi	_____
Councilmember Nancy Simon	_____
Councilmember Peter Thomson	_____