

As-Built (Fourth Reso.)

RESOLUTION NO. 2016-_____

A RESOLUTION OF INDIAN RIVER COUNTY, FLORIDA, CERTIFYING "AS-BUILT" COSTS FOR CERTAIN ASPHALT MILLING IMPROVEMENTS TO 51ST AVENUE IN THE WINTER BEACH HIGHLANDS SUBDIVISION, INDIAN RIVER COUNTY PROJECT NO. 1511; AND OTHER CONSTRUCTION NECESSITATED BY SUCH PROJECT; PROVIDING FOR FORMAL COMPLETION DATE, AND DATE FOR PAYMENT WITHOUT PENALTY AND INTEREST.

WHEREAS, the Board of County Commissioners of Indian River County determined that the improvements described herein specially benefited the property located within the boundaries as described in this title, designated as Project No. 1511, are in the public interest and promote the public welfare of the county; and

WHEREAS, on May 3, 2016 the Board held a public hearing in the Commission Chambers at which time the owners of the property to be assessed were afforded an opportunity to appear before the Board to be heard as to the propriety and advisability of making such improvements; and

WHEREAS, after such public hearing was held the County Commission adopted Resolution No. 2016-040 which confirmed the special assessment cost of the project to the property specially benefited by the project in the amounts listed in an attachment to that resolution; and

WHEREAS, now that the project has been completed, the Director of Public Works has certified the actual "As-Built" cost to be \$0.0853979039 per square foot, which is less than \$0.1577444021 per square foot in the Confirming Resolution No. 2016-040.

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NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF INDIAN RIVER COUNTY, FLORIDA, that:

1. To avoid interest and penalty charges, payment may be made within ninety (90) days after the passage of this resolution.

2. Payments bearing interest at the rate of 5.00% per annum may be made in 2 equal annual installments, the first to be made twelve (12) months from the due date. The due date is ninety (90) days after the passage of this resolution.

3. The assessment roll for said project listed in Resolution No. 2016-040 shall be as set forth in attached ASSESSMENT ROLL to this resolution.

4. The assessments as shown in attached ASSESMENT ROLL shall stand confirmed and will remain legal, valid, and binding first liens against the property against which such assessments are made until paid.

5. The assessments shown in ASSESMENT ROLL, attached to Resolution No. 2016-040 were recorded by the County on the public records of Indian River County, and the lien shall remain prima facie evidence of its validity.

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The resolution was moved for adoption by Commissioner _____, and the motion was seconded by Commissioner _____, and, upon being put to a vote, the vote was as follows:

Chairman Bob Solari _____
Vice-Chairman Joseph E. Flescher _____
Commissioner Wesley S. Davis _____
Commissioner Tim Zorc _____
Commissioner Peter D. O'Bryan _____

The Chairman thereupon declared the resolution duly passed and adopted this ____ day of _____, 2016.

BOARD OF COUNTY COMMISSIONERS
OF INDIAN RIVER COUNTY, FLORIDA

By _____
Bob Solari, Chairman

Attest: _____
Jeffrey R. Smith, Clerk of Court and Comptroller

Approved as to form and legal sufficiency:

William K. DeBaal, Deputy County Attorney

Attachment: ASSESSMENT ROLL