

**Indian River County, Florida
Department of Utility Services
Board Memorandum**

Date: November 21, 2022

To: Jason E. Brown, County Administrator

From: Sean C. Lieske, Director of Utilities

Prepared By: Cindy Corrente, Utility Finance Manager

Subject: Public Hearing to Consider a Resolution Electing to Use the Uniform Method for the Levy, Collection and Enforcement of Non-Ad Valorem Assessments for the North County Water and Sewer Project – Phase 2

On December 6, 2022, the Board of County Commissioners (BCC) announced that they would hold a Public Hearing on Tuesday, December 20, 2022, at 9:05 am, or as soon thereafter as the matter may be heard, to consider adoption of a resolution electing to use the uniform method for the levy, collection, and enforcement of non-ad valorem assessments, pursuant to Florida Statute §197.3632 to recover the costs of the water portion of the North County Water and Sewer Project – Phase 2. The assessment includes 161 homes within the six parcels identified in the attached resolution.

As part of the process under section 197.3632, Florida Statutes, the BCC will conduct two public hearings. At this first public hearing, the BCC will consider adopting the attached resolution in which the BCC intends to use the uniform method of collecting the non-ad valorem assessments found in Florida Statute §197.3632. Per statute, notice of the public hearing has been advertised for the past four consecutive weeks. If the resolution is approved, staff will send a first-class letter and a copy of the resolution to each property owner in the assessment area, advising them of the second public hearing and providing them with a copy of the proposed ordinance.

Additionally, the BCC will need to enter into an agreement with the Tax Collector and Property Appraiser reimbursing the Constitutional Officers for the costs incurred in the collection of the assessment. Attached is a draft agreement that is based upon a prior agreement approved by the parties in 2021.

Recommendation:

The Indian River County Department of Utility Services recommends that after the public hearing, the Board of County Commissioners vote to approve the draft resolution and the draft agreement with the Tax Collector and Property Appraiser.

Attachments:

Resolution 2022-XXX
Draft Agreement