

RESOLUTION NO. 2003-62

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, AUTHORIZING A DONATION TO BE MADE IN THE AMOUNT OF TWENTY FIVE THOUSAND DOLLARS (\$25,000) TO THE SOUTHWEST RANCHERS UNITED, INC., TO ASSIST SOUTHWEST RANCHERS UNITED, INC., IN CHALLENGING THE SOUTH BROWARD DRAINAGE DISTRICT'S \$3.6 MILLION DOLLAR SPECIAL ASSESSMENT BEING LEVIED TO FUND IMPROVEMENTS TO THE S9 AND S10 BASINS; PROVIDING FOR SPECIFIC USE OF THE DONATED FUNDS; DIRECTING THE TOWN ADMINISTRATOR TO MAKE THE DONATION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the South Broward Drainage District seeks a \$3.6 million special assessment to fund improvements to the S9 and S10 basins; and

WHEREAS, the Town and numerous Town residents own property that will be directly impacted by the assessment; and

WHEREAS, a group of homeowners formed a corporation named the Southwest Ranchers United, Inc., for the sole purpose of challenging the special assessment; and

WHEREAS, on July 10, 2003 both sides of the issue were present and the Town Council was presented with un-rebutted testimony and that there is no benefit being derived from the assessment and that the methodology for the assessment is improper and that it has been unfairly allocated; and

WHEREAS, after hearing all of the testimony the Town Council made a motion that a donation of \$25,000 should be made to the Southwest Ranchers United, Inc., to support its efforts in challenging the special assessment; and

WHEREAS, the donated funds shall be exclusively used for expert fees and shall be placed in the trust account of Andrews & Galatis, P.A., from which an accounting will be provided; and

NOW, THEREFORE, BE IT RESOLVED by the Town Council of the Town of Southwest Ranches, Florida:

Section 1: The above referenced recitals are true and correct and are incorporated herein by reference.

Section 2: The Town Council has determined that the Town and numerous

Town residents will be directly impacted by the South Broward Drainage District's \$3.6 million dollar special assessment and in order to protect the health safety and welfare of its citizens, the Town Council has determined that there is legitimate public purpose for a \$25,000 donation to be made to the Southwest Ranchers United, Inc., to support its efforts challenging the special assessment.

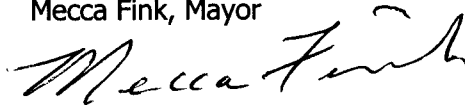
Section 3: The Town Council hereby directs that the donated funds be used exclusively for expert fees and that the donated funds shall be placed in the trust account of Andrews & Galatis, P.A., from which a full accounting will be provided.

Section 4: The Town Administrator is hereby authorized and directed to make a \$25,000 donation to the Southwest Ranchers United, Inc., to be placed in the trust account of Andrews & Galatis, P.A.

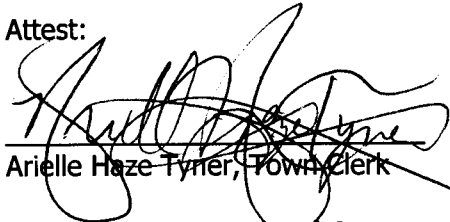
Section 5: This Resolution shall be effective immediately upon adoption.

PASSED AND ADOPTED by the Town Council of the Town of Southwest Ranches, Florida, this 10th day of July , 2003.

Mecca Fink, Mayor




Attest:



Arielle Haze-Tyner, Town Clerk

Approved as to Form and Correctness:


Gary A. Poliakoff, J.D., Town Attorney