



Southwest Ranches Town Council

FIRST BUDGET HEARING Agenda of September 15, 2015

Southwest Ranches Council Chambers
6:00 PM TUESDAY

13400 Griffin Road
Southwest Ranches, FL 33330

<u>Mayor</u> Jeff Nelson	<u>Town Council</u> Steve Breitzkreuz Gary Jablonski Doug McKay	<u>Town Administrator</u> Andrew D. Berns	<u>Town Attorney</u> Keith M. Poliakoff, J.D.
<u>Vice-Mayor</u> Freddy Fisikelli		<u>Town Financial Administrator</u> Martin Sherwood, CPA CGFO	<u>Assistant Town Administrator/Town Clerk</u> Russell C. Muñiz, MMC

In accordance with the Americans with Disabilities Act of 1990, persons needing special accommodation, a sign language interpreter or hearing impaired to participate in this proceeding should contact the Town Clerk at (954) 434-0008 for assistance no later than four days prior to the meeting.

- 1. Call to Order/Roll Call**
- 2. Pledge of Allegiance**
- 3. Administrator Comments**
- 4. Presentation by Finance**

5. RESOLUTION – A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, APPROVING THE FINAL FIRE SERVICES ASSESSMENT RELATING TO THE PROVISION OF FIRE PROTECTION SERVICES, FACILITIES AND PROGRAMS IN THE TOWN OF SOUTHWEST RANCHES, FLORIDA FOR FISCAL YEAR 2015-2016 COMMENCING OCTOBER 1, 2015; PROVIDING PURPOSE AND DEFINITIONS; PROVIDING FOR THE IMPOSITION AND COMPUTATION OF FIRE PROTECTION ASSESSMENTS; INCORPORATING THE FIRE PROTECTION ASSESSMENT REPORT; PROVIDING FOR LEGISLATIVE DETERMINATION OF SPECIAL BENEFIT AND FAIR APPORTIONMENT; ESTABLISHING THE RATE OF ASSESSMENT; DIRECTING THE PREPARATION OF A FINAL ASSESSMENT ROLL; PROVIDING FOR A DISABLED VETERANS EXEMPTION; AUTHORIZING A PUBLIC HEARING AND DIRECTING THE PROVISION OF NOTICE THEREOF; AND PROVIDING AN EFFECTIVE DATE.

6. RESOLUTION – A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, RELATING TO THE PROVISION OF SOLID WASTE SERVICES, FACILITIES AND PROGRAMS TO RESIDENTIAL PROPERTIES IN THE TOWN OF SOUTHWEST RANCHES, FLORIDA FOR FY 2015-2016 COMMENCING OCTOBER 1, 2015; PROVIDING AUTHORITY FOR SOLID WASTE SERVICES ASSESSMENTS; PROVIDING PURPOSE AND DEFINITIONS; PROVIDING FINDINGS; INCORPORATING THE SOLID WASTE SPECIAL ASSESSMENT METHODOLOGY REPORT; APPROVING THE ASSESSMENT ROLL; AND PROVIDING AN EFFECTIVE DATE.

Millage Rate and Budget Hearing

7. RESOLUTION – A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA APPROVING AND ADOPTING THE TENTATIVE MILLAGE RATE FOR TAXATION OF REAL PROPERTY LYING WITHIN THE BOUNDARIES OF THE TOWN OF SOUTHWEST RANCHES FOR THE 2015-2016 FISCAL YEAR, COMMENCING OCTOBER 1, 2015 AND ENDING SEPTEMBER 30, 2016; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

8. ORDINANCE – FIRST READING - AN ORDINANCE OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, APPROVING THE BUDGET OF THE TOWN OF SOUTHWEST RANCHES FOR FISCAL YEAR 2015-2016, COMMENCING OCTOBER 1, 2015 AND ENDING SEPTEMBER 30, 2016; PROVIDING FOR A BUDGET BASIS; PROVIDING FOR EXPENDITURE OF FUNDS; PROVIDING FOR CARRYOVER OF FUNDS; PROVIDING FOR NOTICE; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICT; AND, PROVIDING FOR AN EFFECTIVE DATE.

9. Adjournment

PURSUANT TO FLORIDA STATUTES 286.0105, THE TOWN HEREBY ADVISES THE PUBLIC THAT IF A PERSON DECIDES TO APPEAL ANY DECISION MADE BY THIS COUNCIL WITH RESPECT TO ANY MATTER CONSIDERED AT ITS MEETING OR HEARING, HE OR SHE WILL NEED A RECORD OF THE PROCEEDINGS, AND THAT FOR SUCH PURPOSE, THE AFFECTED PERSON MAY NEED TO ENSURE THAT A VERBATIM RECORD OF THE PROCEEDING IS MADE, WHICH RECORD INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED. THIS NOTICE DOES NOT CONSTITUTE CONSENT BY THE TOWN FOR THE INTRODUCTION OR ADMISSION OF OTHERWISE INADMISSIBLE OR IRRELEVANT EVIDENCE, NOR DOES IT AUTHORIZE CHALLENGES OR APPEALS NOT OTHERWISE ALLOWED BY LAW.



Town of Southwest Ranches
13400 Griffin Road
Southwest Ranches, FL 33330-2628

(954) 434-0008 Town Hall
(954) 434-1490 Fax

Town Council
Jeff Nelson, Mayor
Freddy Fisikelli, Vice Mayor
Steve Breitkreuz, Council Member
Gary Jablonski, Council Member
Doug McKay, Council Member

Andrew D. Berns, MPA, Town Administrator
Keith M. Poliakoff, JD, Town Attorney
Russell Muñiz, MMC, Assistant Town Administrator/Town Clerk
Martin D. Sherwood, CPA, CGMA, CGFO, Town Financial Administrator

COUNCIL MEMORANDUM

TO: Honorable Mayor Nelson and Town Council

THRU: Andrew D. Berns, Town Administrator

FROM: Martin D. Sherwood, Town Financial Administrator

DATE: September 15, 2015

SUBJECT: FINAL ADOPTION OF FIRE ASSESSMENT RATES FOR FISCAL YEAR 2015 - 2016 AND PROVIDING FOR 100% EXEMPTION FROM FIRE ASSESSMENTS FOR DISABLED VETERANS.

Recommendation

To consider and adopt the recommended fire assessment rates for Fiscal Year 2015-2016 as identified in Attachment A to the accompanying fire assessment resolution thereby funding fire services for the coming year with an approximately seven percent (7.0%) aggregate cost decrease. Further recommendation includes ratifying the annual special tax exemption for disabled veterans.

Strategic Priorities

This item supports the following strategic priority as identified in the Town's adopted Strategic plan.

- A. Sound Governance
- C. Reliable Public Safety
- D. Improved Infrastructure

Background

Nearly all municipalities within Broward County utilize a provision in State of Florida Statute to at least partially fund fire operations which provide a benefit to property (and consequently to property owners). The requirement that the assessments be fairly and equally apportioned is reflected in the existing rate structure and rates in accordance with an independent consultant study. An aggregate assessment decrease of approximately 7.0% (7.03%) is proposed for Fiscal Year 2015 – 2016 (FY 2016) and was utilized to balance the FY 2016 Proposed Budget.

The proposed rate for residential properties, the largest resource using category, decreases \$35.34 this year. This decrease of \$2.95 monthly (approx.) means that the Town of Southwest Ranches will only slightly remain the highest published rate in Broward County.

A few arguments may be made to put this rate into perspective:

1. The FY 2016 Town of Southwest Ranches residential fire assessment property category remains the highest in Broward County by only \$1.02 annually (Lauderhill).
2. While the Southwest Ranches' residential fire assessment decrease is approximately 7.5%, it is the highest decrease and one of only two municipalities projecting a rate decrease for FY 2016 (Lauderdale Lakes at 3.30%).
3. The FY 2016 Town of Southwest Ranches residential fire assessment property category rate of \$439.02 is actually \$3.49 lower than the FY 2012 rate of \$442.51.
4. It is set against the backdrop of being the eighth lowest combined operating and debt millage rates (among 32 taxing authorities/municipalities including unincorporated) within Broward County.
5. Lastly, the rate is assessed at 100% full cost recovery. This supports Southwest Ranches Town policy of fire control not subsidized by General Fund dollars as are some other Municipal fire assessment rates.

As of September 30, 2014, reduced Volunteer Fire costs (primarily personnel and operating) were realized resulting in a favorable \$128,291 increase to restricted General Fund fire control fund balance (reserves). \$100,000 of this restricted fund balance (reserves) is proposed to partially fund new Fire Rescue modular facilities for FY 2016.

Subsequent recommendations for Town Council consideration regarding the use of these funds will be ongoing. At present, it is recognized that a permanent Emergency Operations Center (EOC)/Fire facility is needed to better ensure fire protection response after a severe weather event. Funding for this project among others (like capital equipment investment/replacement) have not been identified.

Fiscal Impact/Analysis

The identified need for fire assessment funding is demonstrated in the FY 2016 Proposed Budget which funds operating costs for fire prevention, fire readiness, fire suppression, program modifications (specifically programs replacing worn equipment) and the fire wells replacement capital project. Attachment A to the proposed resolution identifies the property categories and unit of assessment for each category.

The “% Effort Allocation” column represents the portion of total fire related expenses anticipated for each category of protected property. The “Amount” column represents the amount apportioned to each category based on the assessment need multiplied by the percent of effort allocated to each category. The total category amount is then divided by the number of total units within the category to arrive at the “per unit” rate. This rate is the one reflected in the “Total Proposed Rates FY 15/16” column. The proposed rate can be compared to the current year rate which is identified in the next column. Finally, the resulting difference for each category’s proposed rate is represented in the far right column.

If not adopted, the assumption is that the costs covered by the Fire Protection Assessment (\$1,766,081) would remain necessary and come from the General Fund. The anticipated net fiscal impact for the Town would be a reduction in General Fund revenue available for General Fund operations of approximately 17% (16.57%). Finally, the total dollar impact to the Town’s General Fund from nine (9) Broward County Property Appraiser qualified disabled veterans is \$3,951 (\$439.02 x 9 residents).

Staff Contact:

Martin D. Sherwood, Town Financial Administrator
Richard Strum, Controller

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RESOLUTION NO. 2015 -

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, APPROVING THE FINAL FIRE SERVICES ASSESSMENT RELATING TO THE PROVISION OF FIRE PROTECTION SERVICES, FACILITIES AND PROGRAMS IN THE TOWN OF SOUTHWEST RANCHES, FLORIDA FOR FISCAL YEAR 2015-2016 COMMENCING OCTOBER 1, 2015; PROVIDING PURPOSE AND DEFINITIONS; PROVIDING FOR THE IMPOSITION AND COMPUTATION OF FIRE PROTECTION ASSESSMENTS; INCORPORATING THE FIRE PROTECTION ASSESSMENT REPORT; PROVIDING FOR LEGISLATIVE DETERMINATION OF SPECIAL BENEFIT AND FAIR APPORTIONMENT; ESTABLISHING THE RATE OF ASSESSMENT; DIRECTING THE PREPARATION OF A FINAL ASSESSMENT ROLL; PROVIDING FOR A DISABLED VETERANS EXEMPTION; AUTHORIZING A PUBLIC HEARING AND DIRECTING THE PROVISION OF NOTICE THEREOF; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Town Council of the Town of Southwest Ranches, Florida, has enacted Ordinance No. 2001-09 (the "Ordinance"), which authorizes the imposition of Fire Service Assessments for fire services, facilities, and programs against Assessed Property located within the Town; and

WHEREAS, pursuant to Ordinance 2001-09, the re-imposition of a Fire Services Assessment for fire services, facilities, and programs for Fiscal Year 2015-2016 requires certain processes such as the preparation of the Preliminary Fire Services Assessment Roll; and

WHEREAS, annually, a Preliminary Fire Services Assessment Resolution describing the method of assessing fire costs against assessed property located within the Town, directing the preparation of an assessment roll, authorizing a public hearing and directing the provision of notice thereof is required by the Ordinance for re-imposition of Fire Assessments; and

WHEREAS, the Town Council imposed a Fire Assessment for the previous fiscal year (FY 2014-2015), and the re-imposition of a Fire Assessment for fire services, facilities, and programs each fiscal year is an equitable and efficient method of allocating and apportioning Fire Assessed Costs among parcels of Assessed Property; and

WHEREAS, the Town Council, during the Fiscal Year 2012-2013, made a policy decision and adopted Resolution 2012-034, regarding legally recognized disabled veterans who live on homesteaded properties titled in their name in the Town, and who have received a Disabled Veterans ad valorem tax exemption

providing them with a 100% exemption for Fire Service Assessments and wish to provide for such exemption for the Fiscal Year 2015-2016.

WHEREAS, the Town Council of the Town of Southwest Ranches, Florida, desires to re-impose a fire service assessment program within the Town using the tax bill collection method for the Fiscal Year beginning on October 1, 2015, and deems it to be in the best interests of the citizens and residents of the Town of Southwest Ranches to adopt this Annual Rate Resolution so that the Town may re-impose Fire Assessments for Fiscal Year 2015-2016.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA:

SECTION 1: That the foregoing "WHEREAS" clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this Resolution.

Section 2. Authority. This final resolution is adopted pursuant to the provisions of Ordinance No. 2001-9, the Preliminary Assessment Resolutions (Resolution 2015-062), and sections 166.021 and 166.041, Florida Statutes, and other applicable provisions of law.

Section 3. Purpose and Definitions. This Resolution constitutes the Final Fire Services Assessment Resolution as defined in the Ordinance (codified as Sections 12-19 through 12-85 in the Town of Southwest Ranches Code of Ordinances), which re-imposes Fire Assessments for the Fiscal Year beginning October 1, 2015. All capitalized words and terms not otherwise defined herein shall have the meanings set forth in the Ordinance. Unless the context indicates otherwise, words imparting the singular number include the plural number, and vice versa. As used in this resolution, the following terms shall have the following meanings, unless the context hereof otherwise requires:

"**Dwelling Unit**", as it relates to this Fire Assessment which, may differ from the definition contained within the Town's Land Development Code, means (1) a building, or portion thereof, available to be used for residential purposes, consisting of one or more rooms arranged, designed, used, or intended to be used as living quarters for one family only, or (2) the use of land in which lots or spaces are offered for rent or lease for the placement of mobile homes or the like for residential purposes. A mobile home is an individual Dwelling Unit. For purposes of this Resolution and imposition of the Fire Assessment, a Dwelling Unit, as defined herein, may be located on parcels other than residential property under the Town's zoning and development regulations.

Section 4. Provision and funding of Fire Protection Services. Upon the imposition of a Fire Protection Assessment for fire protection services, facilities, or programs against Assessed Property located within the Town as determined by the Broward County Property Appraiser (BCPA) in conjunction with the Town's Fire Assessment Study, the Town shall provide fire protection services to such Assessed

Property. A portion of the cost to provide such fire protection services, facilities, or programs shall be funded from proceeds of the Fire Protection Assessments. The remaining costs of providing fire protection services, facilities, and programs shall be funded by lawfully available Town revenues other than Fire Protection Assessment proceeds. Costs related to the provision of Emergency Medical Services (EMS) have not been included in the Fire Protection Assessed Costs and shall be paid for by the Town from other lawfully available funds and shall not be paid out of Fire Assessment revenues.

A. It is hereby ascertained, determined, and declared that each parcel of Assessed Property located within the Town will be benefitted by the Town's provision of fire protection services, facilities, and programs in an amount not less than the Fire Protection Assessment imposed against such parcel, computed in the manner set forth in this Initial Assessment Resolution.

Section 5. Imposition and Computation of Fire Protection Assessments.

Fire Protection Assessments shall be imposed against all Assessed Parcels within the Assessment Property Categories as determined by the Broward County Property Appraiser in conjunction with the Town's Fire Assessment Study. Fire Protection Assessments shall be computed in the manner set forth in this Final Assessment Resolution, more specifically as presented in Attachment "A" which utilizes the Assessment methodology in the Fire Assessment (Willdan) Report dated September 12, 2011 and approved by Council on September 12, 2011. Where the use of a building or buildings on a parcel indicates a use different from the DOR Code assigned to the parcel, the Town and the BCPA has the authority to impose the appropriate rate based on the use of the building or buildings regardless of the DOR Code assigned to the parcel. Where multiple buildings on a parcel have different uses, the Town and the BCPA shall impose the appropriate rate based on the use of each individual building. The Fire Protection Assessment imposed on the parcel shall be the total of the Fire Protection Assessments calculated for all buildings on the parcel, excluding for barns on Residential Property with an assessed Dwelling Unit or non-commercial barns on Vacant/Agricultural Property.

Section 6. Legislative Determination of Special Benefit and Fair Apportionment. The legislative determinations of special benefit and fair apportionment embodied in the Initial Assessment Resolution and Final Assessment Resolution are affirmed and incorporated herein by reference.

Section 7. Determination of Fire Protection Assessment costs; Establishment of Final Fire Protection Assessment Rates.

A. The Fire Protection Assessed Costs to be assessed and apportioned among benefitted parcels pursuant to the Cost Apportionment and the Parcel Apportionment for Fiscal Year 2015-2016, is the amount determined in the Estimated Fire Protection Assessment Rate Schedule as described in the, attached as Attachment "A". The approval of the Final Fire Protection Assessment Rate Schedules by the adoption of this Final Assessment Resolution determines the amount of the Fire Protection Assessed Costs. The remainder, if any, of such Fiscal Year budget for fire protection services, facilities, and

programs shall be funded from available Town revenue other than Fire Protection Assessment proceeds.

B. The estimated Fire Protection Assessments specified in the Preliminary Fire Protection Assessment Rate Schedules as described in the Report are hereby established to fund the specified Fire Protection Assessed Costs determined to be assessed in Fiscal Year 2015-2016 commencing on October 1, 2015.

C. The estimated Fire Protection Assessments established in this Final Assessment Resolution for Fiscal Year 2015-2016 shall be the proposed assessment rates applied by the Town Administrator or Town Financial Administrator in the preparation of the Final Assessment Roll for the Fiscal Year commencing October 1, 2015, as provided in Section 7 of this Final Assessment Resolution.

Section 8. Final Assessment Roll.

A. The Town Administrator or Town Financial Administrator is hereby directed to prepare, or cause to be prepared, a Final Assessment Roll for the Fiscal Year commencing October 1, 2015, in the manner provided in the Code. The Assessment Roll shall include all Assessed Parcels within the Property Use Categories. The Town Administrator or Town Financial Administrator shall apportion the estimated Fire Protection Assessed Cost to be recovered through Fire Protection Assessments in the manner set forth in this Final Assessment Resolution and the Report.

B. A copy of this Final Assessment Resolution, documentation related to the estimated amount of the Fire Protection Assessed Cost to be recovered through the imposition of Fire Protection Assessments, and the Final Assessment Roll shall be maintained on file in the Office of the Town Clerk and open to public inspection. The foregoing shall not be construed to require that the Final Assessment Roll be in printed form if the amount of the Fire Protection Assessment for each parcel of property can be determined by the use of a computer terminal available to Town staff.

C. It is hereby ascertained, determined, and declared that the method of determining the Fire Protection Assessments for fire protection services as set forth in this Final Assessment Resolution and the attached as Attachment "A" is a fair and reasonable method of apportioning the Fire Protection Assessed Cost among parcels of Assessed Property located within the Town as determined by the Broward County Property Appraiser in conjunction with the Town's Fire Assessment Study.

Section 9. Recognized Disabled Veterans Exemption. Legally recognized Disabled Veterans, who live on homesteaded properties titled in their name within the Town, who have received a disabled veteran's ad valorem tax exemption from the BCPA,

shall be exempt from the collection of the Fire Assessment. The Town shall buy down this 100% exemption with non-assessment funds.

Section 10. Confirmation of Public Hearing. The Town Council hereby confirms that a public hearing was held at 6:00 p.m. on September 15, 2015, at the Southwest Ranches Council Chambers, 13400 Griffin Road, Florida, 33330, at which time the Town Council received and considered comments on Fire Assessments from the public and affected property owners and considered imposing Fire Assessments for the Fiscal Year beginning October 1, 2015, and collecting such assessments on the same bill as ad valorem taxes.

Section 11. Notice by Publication. The Town Council confirms that a notice of the September 15, 2015, public hearing for the Final Rate Resolution has been published in the manner and time provided in the Ordinance. The published notice is attached hereto as Attachment B.

Section 12. Notice By Mail. The Town Council confirms, in the event circumstances described in the Ordinance so require, that the Town through the Broward County Property Appraiser has provided notice by mail to the Owner of each parcel of Assessed Property. Notices were mailed no later than Monday, August 24, 2015. The notices are in compliance with the provisions of section 200.069(10)(a), Florida Statutes, and are consistent with the requirements of the Uniform Assessment Collection Act and the Ordinance.

Section 13. Severability. If any clause, section or other part of this Resolution shall be held by any court of competent jurisdiction to be unconstitutional or invalid, such unconstitutional or invalid part shall be considered as eliminated and in no way affecting the validity of the other provisions of this Resolution.

Section 14. Application of Assessment Proceeds. Proceeds derived by the Town from the Fire Protection Assessments shall be deposited into the Fire Protection Assessment Account and used for the provision of fire protection services, facilities, and programs. In the event there is any fund balance remaining at the end of the Fiscal Year, such balance shall be carried forward and used only to fund fire protection services, facilities, and programs.

Section 15. Effective Date. This Resolution shall take effect immediately upon its adoption.

PASSED AND ADOPTED by the Town Council of the Town of Southwest Ranches,
Florida, this 15th day of September, 2015, on a motion by _____ and
seconded by _____.

Nelson _____
Fisikelli _____
Breitkreuz _____
Jablonski _____
McKay _____

Ayes _____
Nays _____
Absent _____

[Signatures on Following Page]

Jeff Nelson, Mayor

ATTEST:

Russell Muñiz, Assistant Town Administrator/Town Clerk

Approved as to Form and Correctness:

Keith Poliakoff, J.D., Town Attorney

112654558.1

Town of Southwest Ranches
Proposed FY 2015/2016
Fire Assessment Worksheet

ATTACHMENT A

Sources:

Fire Administration Department
 Volunteer Fire Service Department
 Volunteer Fire Fund

Expenditures	Total FY 2015-2016 Proposed	General Fund Portion	Fire Assessment Portion
% Allocation per Consultant Study for FR Contractual Services Only		57.70%	42.30%

Direct Expenses:

Fire Rescue Contractual Service	\$ 2,686,174	\$ 1,549,922	\$ 1,136,252
Personnel Expenses	34,695	N/A	34,695
Operating Expenses	241,561	N/A	241,561
Non-Operating Debt	25,500	N/A	25,500
Capital Outlay	45,881	N/A	45,881
Sub-Total	\$ 3,033,811	\$ 1,549,922	\$ 1,483,889

Other Expenses

Publication & Notification Costs	5,000
Statutory Discount	75,928
Collections Cost	29,678
Fire Assessment Cost Allocation of Townwide Personnel/Contractual Costs	171,586
Total Fire Assessment Expenses	\$ 1,766,081

Based On Consultant Study

Property Category	Assess Unit Type	% Effort Allocation	Amount	Total Proposed Rates FY 15/16	Total Assessed Rates FY 14/15	Difference: (Decrease)
Residential - 2530 Units	Per Dwelling Unit	62.8912%	1,110,709	439.02	474.36	(35.34)
Commercial - 330,749 SF	Per Sq.Ft. Bldg Area	15.0283%	265,412	0.80	0.86	(0.06)
Indust/Warehouse - 118,168 SF	Per Sq.Ft. Bldg Area	9.5818%	169,222	1.43	1.54	(0.11)
Institutional - 476,409 SF	Per Sq.Ft. Bldg Area	6.2499%	110,378	0.23	0.25	(0.02)
Vacant/Agricultural - 1,492 Acre	Per Acre	6.2488%	110,359	73.97	79.43	(5.46)
Total		100%	\$ 1,766,081			

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COUNCIL MEMORANDUM

TO: Honorable Mayor Nelson and Town Council

THRU: Andrew D. Berns, Town Administrator

FROM: Martin D. Sherwood, Town Financial Administrator

DATE: September 15, 2015

SUBJECT: FINAL ADOPTION OF FISCAL YEAR 2015-2016 (FY 2016) SOLID WASTE ASSESSMENT RATE(S)

Recommendation

To establish solid, bulk waste and recycling collection rates for residential customers as identified in Attachment A to the accompanying solid waste collection and disposal resolution.

Strategic Priorities

This item supports the following strategic priority as identified in the Town's adopted Strategic plan.

- A. Sound Governance
- B. Enhanced Resource Management

Background

To generate revenues sufficient for vendor payments for solid waste, recycling, and bulk waste collection and disposal, the Town assesses a "solid waste assessment." As all property owners within the Town benefit by the existence of this service, the costs of service provision are equitably shared. In the past, because of changes in service provider(s), this resulted in solid waste disposal/"tipping" fee decreases. Customers experienced an approximately thirty percent (30%) decrease in costs in Fiscal Year 2013. An additional 5-6% reduction was possible and realized in Fiscal Year 2014. For FY 2015, some reductions were again possible and realized, resulting in a more modest change ranging from no reduction to a \$2.67 decrease for the year. This item provides for the

adoption of essentially a small increase in solid waste assessment rates for FY 2016 due to mandated contract escalators (primarily consumer price and fuel indices).

Fiscal Impact/Analysis

The Town of Southwest Ranches provides solid waste, recycling, and bulk waste collection and disposal services to its residents through a contractual agreement with the goal of providing regular and courteous services at a fair cost. Following applicable State of Florida Statute concerning the equitable apportionment of assessments, Town staff, in collaboration with an independent consultant and the Broward County Property Appraiser, identified assessment categories and rates based on approximate square footage of lots. The proposed structure for Fiscal Year 2015–2016 is unchanged from the current year's structure.

A summary table of the proposed rates and their relation to the current year is provided as "Attachment A" to the accompanying resolution. There one sees the total number of customers within a category and the anticipated annual increase. 84% of residential customers will see increases of less than \$4 annually (or less than 1%). The remaining 16% will see an increase of \$9.80 annually (or less than 2%). No modifications to Solid Waste service or operations are proposed for FY 2016.

The proposed assessment structure and rates were utilized to balance the Solid Waste Fund contained with the proposed budget document transmitted in July of this year. Adoption of the proposed rate structure is sufficient to fund the identified services in Fiscal Year 2015–2016.

Staff Contact:

Martin D. Sherwood, Town Financial Administrator
Richard Strum, Controller

RESOLUTION NO. 2015 -xxx

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, RELATING TO THE PROVISION OF SOLID WASTE SERVICES, FACILITIES AND PROGRAMS TO RESIDENTIAL PROPERTIES IN THE TOWN OF SOUTHWEST RANCHES, FLORIDA FOR FY 2015-2016 COMMENCING OCTOBER 1, 2015; PROVIDING AUTHORITY FOR SOLID WASTE SERVICES ASSESSMENTS; PROVIDING PURPOSE AND DEFINITIONS; PROVIDING FINDINGS; INCORPORATING THE SOLID WASTE SPECIAL ASSESSMENT METHODOLOGY REPORT; APPROVING THE ASSESSMENT ROLL; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Town Council has adopted a Solid Waste Service Assessment Ordinance, Ordinance Number 2002-8 (the "Ordinance") on final reading at the Town Council meeting of June 24, 2002; and

WHEREAS, the adoption of solid waste assessment rates resulting from the Town Council's policy direction requires the annual adoption of an Initial Assessment Resolution and the annual adoption of a Final Assessment Resolution, as required under the Ordinance as well as under the Uniform Method of Collection provided under Florida Statutes Chapter 197.3632;

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

Section 1. Authority. This resolution is adopted pursuant to the provisions of Ordinance No. 2002-8 as codified and as may have been amended, sections 166.021 and 166.041, Florida Statutes, and other applicable provisions of law.

Section 2. Purpose and Definitions. This resolution constitutes the Final Assessment Resolution as defined in the Ordinance (codified as Sections 16-108 through 16-173 in the Town of Southwest Ranches Code of Ordinances, hereinafter "Code"). All capitalized words and terms not otherwise defined herein shall have the meanings set forth in the Ordinance. Unless the context indicates otherwise, words imparting the singular number include the plural number, and vice versa. As used in this resolution, the following terms shall have the following meanings, unless the context hereof otherwise requires:

"Assessed Parcel" means those parcels with one or more Dwelling Units which are specially benefitted by the provision of solid waste collection and disposal services and which are subject to the Solid Waste Assessments authorized by this Initial Resolution.

"Bulk Waste" means materials including yard trash, white goods, and clean debris, as such terms are defined in §16-108 of the Code, as may be amended, generated from residential activities and those materials generally outlined in §16-19 of the Code as acceptable for bulk trash pickup.

"Commercial Property" or "Non-residential Property" means collectively those Parcels with DOR Codes or Use Codes indicating uses other than single-family residential uses and that have no Dwelling Units present on the parcel. Commercial Property or Non-residential Property, for the purposes of this Resolution, includes commercial, institutional, industrial/warehouse, vacant/agricultural and other all uses, except for Residential Property as defined in this Initial Resolution. As Non-residential Properties are billed directly for services by the Town's Solid Waste Provider, such parcels are not subject to the Assessments authorized by this Initial Resolution.

"DOR Code" means a property land use code established in Rule 12D-8.008, Florida Administrative Code, assigned by the Property Appraiser to Parcels within the Town. Additionally, the Broward County Property Appraiser assigns property Use Codes to parcels and structures. DOR Codes and associated Use Code descriptions are used in the development of the Solid Waste Assessments set forth in this Resolution and in preparation of the Assessment Roll.

"Dwelling Unit", as it relates to the Solid Waste Assessment which, may differ from the definition contained within the Town's Land Development Code, means (1) a building, or portion thereof, available to be used for residential purposes, consisting of one or more rooms arranged, designed, used, or intended to be used as living quarters for one family only, or (2) the use of land in which lots or spaces are offered for rent or lease for the placement of mobile homes or the like for residential purposes. A mobile home is an individual Dwelling Unit. For purposes of this Resolution and imposition of the Solid Waste Assessment, a Dwelling Unit, as defined herein, may be located on parcels other than residential property under the Town's zoning and development regulations.

"Estimated Solid Waste Assessment Rate Schedule" means that rate schedule as specified in the Report set forth in Attachment "A", attached hereto and incorporated herein by reference, specifying the Solid Waste Assessed Costs and the estimated Solid Waste Assessments.

"Household Waste" means and includes garbage, rubbish, and recovered materials, as those terms are defined in §16-108 of the Code, as may be amended, and recyclable materials as defined in §16-24 of the Code, as may be amended, generated from residential activities and excluding Bulk Waste.

"Report" or "Town of Southwest Ranches Solid Waste Assessment Report" means the report detailing the development of the Solid Waste Assessment

Rates by New Community Strategies amended and revised per Council action dated September 12, 2011.

"Residential Property" means those Assessed Parcels with a DOR Code number on the following list or range: 1 - 9, 63 used as residential, 66 - 69 used as residential, 71 used as residential, or otherwise designated as residential property under the DOR Codes and Use Codes as determined by the Broward County Property Appraiser, in conjunction with the Town's Solid Waste Assessment Study. Residential Property includes single family/duplex as well as single family developed property with multiple dwelling units. Residential Property, for purposes of this Resolution and imposition of Solid Waste Assessments, shall include all parcels with one or more Dwelling Units present on the parcel regardless of the DOR Code number or Use Code assigned to the parcel as determined by the Broward County Property Appraiser in conjunction with the Town's Solid Waste Assessment Study. All Residential Property shall be assessed based on the number of Dwelling Units for Household Waste and based on parcel size for Bulk Waste according to the rate schedule in the Report, by New Community Strategies amended and revised per Council action dated September 12, 2011, as may be modified in the Final Resolution adopted after the September 12, 2013 Public Hearing.

"Vacant/Agricultural Property" means those Assessed Parcels designated as vacant or agricultural in the Property Appraiser's Data Base and that have no dwelling units on the parcel. For purposes of this Resolution, Vacant/Agricultural Property is treated as Commercial or Non-residential Property.

Section 3. Provision and Funding of Solid Waste Services.

A. Upon the imposition of a Solid Waste Assessment for solid waste collection and disposal services, facilities, or programs against Assessed Property located within the Town, solid waste collection and disposal services shall be provided to such Assessed Property. It is the Town's intent to fully fund residential solid waste services, facilities, or programs from proceeds of the Solid Waste Assessments.

B. It is hereby ascertained, determined, and declared that each parcel of Assessed Property located within the Town will be benefitted by the Town's provision of solid waste services, facilities, and programs in an amount not less than the Solid Waste Assessment imposed against such parcel, computed in the manner set forth in this Final Assessment Resolution.

Section 4. Imposition and Computation of Solid Waste Assessments.

Solid Waste Assessments shall be imposed against all Assessed Parcels according to the applicable property size rate classification as determined by the Broward County Property Appraiser in conjunction with the Town's Solid Waste Assessment Study. Solid Waste Assessments shall be computed and imposed in the manner set forth in this Final Assessment Resolution, more specifically as presented in the Report by New Community Strategies amended and revised per Council action dated September 12, 2011.

Section 5. Legislative Determination of Special Benefit and Fair Apportionment. It is hereby ascertained, determined, and declared that the solid waste services to be funded by the Solid Waste Assessments provide special benefit to the Assessed Property based upon the following legislative determinations.

A. Upon the adoption of this Initial Assessment Resolution determining the Solid Waste Assessed Costs and identifying the Assessed Property to be included in the Assessment Roll, the legislative determinations of special benefit ascertained and declared in Sections 16-109 and 16-110 of the Code are hereby ratified and confirmed.

B. It is fair and reasonable to use the DOR Codes, Use Codes, number of Dwelling Units, and parcel size data maintained by the Broward County Property Appraiser in the apportionment methodology because: (1) the Tax Roll database employing the use of such property use codes is the most comprehensive, accurate, and reliable information readily available to determine the property use and acreage for property within the Town, and (2) the Tax Roll database employing the use of such property use codes is maintained by the Broward County Property Appraiser and is thus consistent with parcel designations on the Tax Roll. This compatibility permits the development of an Assessment Roll in conformity with the requirements of the Uniform Method of Collection.

C. Where data available from the Broward County Property Appraiser was insufficient, the Town has verified and/or supplemented such data as needed for use in the determination of the Cost Apportionment and the Parcel Apportionment. It is fair and reasonable to use such additional data provided by the Town because such data provides a more accurate and complete record of property use and the structures on property.

D. Apportioning Solid Waste Assessed Costs among residential property based upon studies of demand for service and waste generation quantities by type of waste stream and by service areas within the Town is fair and reasonable and proportional to the special benefit received.

E. The value of Residential Property does not determine the scope of the required solid waste collection and disposal services. The Town has determined that the special benefit to Assessed Parcels and the demand for solid waste services

varies by the type of waste stream. Household Waste has been determined to relate primarily to the number of Dwelling Units on Assessed Parcels. Bulk Waste has been determined to relate primarily to the size of the parcel. Based upon studies conducted for the Town, the relative potential demand for solid waste services to residential properties is driven by the number of dwelling units for Household Waste and the size of the assessed parcel for Bulk Waste.

F. A Solid Waste Services Assessment Report (SWSAR) by New Community Strategies amended and revised per Council action dated September 12, 2011, analyzed waste generation by type of waste and incorporates findings of several studies of waste generation in the Town. Based on such studies, it has been determined that a large portion of the Town's waste stream results from Bulk Waste, which primarily consists of vegetative debris. Given the high rate of Bulk Waste generation in the Town, it is fair and reasonable to separately analyze the costs of and demand for solid waste services by the following types of waste: Household Waste and Bulk Waste.

G. Household Waste is generated relatively consistently on a per dwelling unit basis. Therefore, it is fair and reasonable to assess for costs related to Household Waste based on the number of Dwelling Units on each Assessed Parcel. Such per dwelling unit rates for Household Waste are fair and reasonable and do not exceed the special benefit to Assessed Parcels.

H. Bulk Waste, including but not limited to vegetative debris and livestock waste, generation rates are generally proportionate to the size of the parcel. Waste generation studies have concluded that areas of the Town with larger lots generate substantially greater tonnage of Bulk Waste per parcel than areas of the Town with smaller parcels.

I. It is fair and reasonable to create assessment rate classes for Bulk Waste based on lot square footage ranges identified through analysis of solid waste generation and collection studies performed for the Town. It is fair and reasonable to allocate Bulk Waste assessed costs to each rate class in a manner that increases the share of costs on the assessed parcel as the parcel size increases. Therefore, the proposed Bulk Waste services assessment rates presented in the SWSAR Report are fair and reasonable and do not exceed the special benefit to Assessed Parcels.

Section 6. Determination of Solid Waste Assessed Costs; Establishment of Final Solid Waste Assessment Rates.

A. The Solid Waste Assessed Costs to be assessed and apportioned among benefitted parcels for Fiscal Year 2015-2016 commencing October 1, 2015, is the amount determined in the Solid Waste Assessment worksheet, attached as Attachment "A" to this Resolution. The approval of the Estimated Solid Waste

Assessment Rate Schedule by the adoption of this Final Assessment Resolution determines the amount of the Solid Waste Assessed Costs.

B. The estimated Solid Waste Assessments specified in the Estimated Solid Waste Assessment Rate worksheet are hereby established to fund the specified Solid Waste Assessed Costs determined to be assessed in Fiscal Year 2015-2016 commencing on October 1, 2015.

C. The estimated Solid Waste Assessments established in this Final Assessment Resolution for Fiscal Year 2015-2016 shall be the estimated assessment rates applied by the Town Administrator or Town Financial Administrator in the preparation of the Final Assessment Roll for the Fiscal Year commencing October 1, 2015, as provided in Section 7 of this Final Assessment Resolution.

Section 7. Final Assessment Roll.

The Town Administrator or Town Financial Administrator is hereby directed to prepare, or cause to be prepared, a Final Assessment Roll for the Fiscal Year commencing October 1, 2015, in the manner provided in the Code. The Assessment Roll shall include all Residential Assessed Parcels within the Assessment Rate Categories. The Town Administrator or Town Financial Administrator shall apportion the estimated Solid Waste Assessed Cost to be recovered through Solid Waste Assessments in the manner set forth in this Final Assessment Resolution and the Report.

A. A copy of this Final Assessment Resolution, documentation related to the estimated amount of the Solid Waste Assessed Cost to be recovered through the imposition of Solid Waste Assessments, and the preliminary Assessment Roll shall be maintained on file in the Office of the Town Clerk and open to public inspection. The foregoing shall not be construed to require that the preliminary Assessment Roll be in printed form if the amount of the Solid Waste Assessment for each parcel of property can be determined by the use of a computer terminal available to Town staff.

B. It is hereby ascertained, determined, and declared that the method of determining the Solid Waste Assessments for residential solid waste services as set forth in this Final Assessment Resolution and the SWSAR report is as represented in Attachment "A" and is a fair and reasonable method of apportioning the Solid Waste Assessed Cost among parcels of Assessed Property located within the Town.

Section 8. Confirming a Final Public Hearing.

The Town Council hereby confirms that a final public hearing was held at 6:00 p.m. on September 15, 2015, at the Southwest Ranches Council Chambers, 13400 Griffin Road, Southwest Ranches, Florida, 33330, at which time the Town Council

received and considered comments on the Solid Waste Service Assessments from the public and affected property owners. Accordingly, the Town Council, at the final public hearing, considered the imposition of a Non-Advalorem Solid Waste Services Assessments and collection of such assessments on the same bill as ad valorem taxes by adoption of this Final Assessment Resolution.

Section 9. Notice by Publication. The Town Council confirms that the Town published a notice of the final public hearing described in Section 10 herein in the manner described in Section 2.6 in the Ordinance. The published notice is attached hereto as Appendix B.

Section 10. Notice By Mail. The Town Council confirms, in the event circumstances described in the Ordinance so require, that the Town through the Broward County Property Appraiser has provided notice by mail to the Owner of each parcel of Assessed Property. Notices were mailed no later than August 24, 2015. The notices are in compliance with the provisions of section 200.069(10)(a), Florida Statutes, and are consistent with the requirements of the Uniform Assessment Collection Act and the Ordinance.

Section 11. Severability. If any word, phrase, clause, sentence, or section of this resolution is for any reason held unconstitutional or invalid, the invalidity thereof shall not affect the validity of any remaining portions of this Resolution.

Section 12. Application of Assessment Proceeds. Proceeds derived by the Town from the Solid Waste Assessments shall be deposited into the Solid Waste Assessment Fund and used for the provision of solid waste services, facilities, and programs. In the event there is any fund balance remaining at the end of the Fiscal Year, such balance shall be carried forward and used only to fund solid waste services, facilities, and programs.

Section 13. Conflicts. All Resolutions or parts of Resolutions in conflict herewith be and the same are hereby repealed to the extent of the conflict.

Section 14. Severability. If any clause, section, or other part or application of this Resolution is held by any court of competent jurisdiction to be unconstitutional or invalid, in part or application, it shall not affect the validity of the remaining portions or applications of this Resolution.

Section 15. This Resolution shall take effect immediately upon its adoption.

PASSED AND ADOPTED by the Town Council of the Town of Southwest

Ranches, Florida, this 15th day of September, 2015, on a motion by _____ and
seconded by _____.

Nelson _____
Fisikelli _____
Breitkreuz _____
Jablonski _____
McKay _____

Ayes _____
Nays _____
Absent _____

Jeff Nelson, Mayor

ATTEST:

Russell Muñiz, Assistant Town Administrator/Town Clerk

Approved as to Form and Correctness:

Keith Poliakoff, J.D., Town Attorney

112654995.1

Town of Southwest Ranches

Proposed FY 2015/2016

Solid Waste Assessment Worksheet

ATTACHMENT A

Sources:

SWS Contract
Broward County Property Appraiser
Munilytics Consultant Study

Description	Solid Waste & Recycling	Bulk Waste	Total Proposed FY 15/16
% Allocation Direct Expenses Only	66%	34%	

Direct Expenses:

Solid Waste Collection	\$ 291,199	\$ -	\$ 291,199
Recycling Collection	\$ 50,922	\$ -	\$ 50,922
Bulk Waste Collection	\$ -	\$ 109,466	\$ 109,466
Solid Waste Disposal	\$ 187,755	\$ -	\$ 187,755
Bulk Waste Disposal	\$ -	\$ 163,132	\$ 163,132
Sub-Total	\$ 529,875	272,598	\$ 802,473

Other Expenses

Statutory Discount	42,956
Collections Cost	42,649
Townwide Personnel/Contractual Costs	185,828
Net Assets Available for Rate Stabilization	26,848
Total Solid Waste Assessment Expenses	\$ 1,100,754

Based On Consultant Study

Assessment	Lot Sq Ft. Range	Number of Units in Range	Solid Waste Cost Per Unit	Bulk Waste Cost Per Parcel	Total Proposed Rates FY 15/16	Total Assessed Rates FY 14/15	Difference: Increase
A	- 41,200	406	286.04	103.61	389.65	387.31	2.34
B	41,201 46,999	419	286.04	123.41	409.45	405.92	3.53
C	47,000 62,999	412	286.04	147.26	433.30	430.34	2.96
D	63,000 95,999	444	286.04	159.80	445.84	443.07	2.77
E	96,000 106,999	441	286.04	183.30	469.34	468.57	0.77
F	107,000 >107,000	419	286.04	223.97	510.01	500.21	9.80

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Town of Southwest Ranches
13400 Griffin Road
Southwest Ranches, FL 33330-2628

(954) 434-0008 Town Hall
(954) 434-1490 Fax

Town Council
Jeff Nelson, Mayor
Freddy Fisikelli, Vice Mayor
Steve Breitkreuz, Council Member
Gary Jablonski, Council Member
Doug McKay, Council Member

Andrew D. Berns, MPA, Town Administrator
Keith M. Poliakoff, JD, Town Attorney
Russell Muñiz, MMC, Assistant Town Administrator/Town Clerk
Martin D. Sherwood, CPA, CGMA, CGFO, Town Financial Administrator

COUNCIL MEMORANDUM

TO: Honorable Mayor Nelson and Town Council

THRU: Andrew D. Berns, Town Administrator

FROM: Martin D. Sherwood, Town Financial Administrator

DATE: September 15, 2015

SUBJECT: TENTATIVE FISCAL YEAR 2015-2016 (FY 15/16) MILLAGE RATE

Recommendation

To conduct the statutorily required public hearing and to adopt a tentative millage rate resolution of 4.3354 mills (representing the Town of Southwest Ranches' "historic" rate of 3.9404 for operating and .3950 mills for Transportation Surface Drainage Ongoing Rehabilitation) for Fiscal Year 2015 – 2016 and establish a final public hearing date of Tuesday, September 29, 2015.

Strategic Priorities

This item supports the following strategic priority as identified in the Town's adopted Strategic plan.

- A. Sound Governance
- B. Enhanced Resource Management

Background

To generate revenues sufficient for the financing of municipal government operations, municipalities are permitted to establish a millage rate which, when applied to the taxable valuation of properties, creates a taxable levy against real and personal property within the Town. This item provides for the adoption of a tentative millage rate to assist with funding the Fiscal Year 2015 – 2016 budget.

Fiscal Impact/Analysis

In July of 2015, the Town Administrator and Town Financial Administrator transmitted a proposed budget document as required by the Town Charter. That document proposed a millage rate of 4.3354 mills and identified (page 10) the effect that adoption of other rates were projected to have upon Town revenues.

For six of the past seven years, the millage rate for Town of Southwest Ranches' (SWR's) general operating purposes has been at approximately 3.94 mills (\$3.94 per \$1,000 of taxable value). At this rate the millage rate for the Town of Southwest Ranches has been among the lowest in all of Broward County. Currently, for FY 2015, SWR has the seventh lowest rate (of 32) including the Transportation Surface Drainage Ongoing Rehabilitation TSDOR millage component in all of Broward County for the combined operating and debt millage (with one municipality exceeding 10 mills). Once again including TSDOR millage, the relative position of SWR moves to 8th lowest of the 32 Broward municipal rates including unincorporated for FY 2016.

A super-majority (4 of 5 Council members) may, by Florida Statute, set a rate as high as 4.6729. However, the super-majority maximum of 4.6729 mills is more than what is needed for proposed operations and would result in an increase of \$164 on \$250,000 of taxable value. The proposed not-to-exceed rate (operating plus TSDOR of 4.3354 mills) represents an \$80 increase (\$6.67 / monthly) in SWR portion of the total tax bill on \$250,000 taxable value. Therefore, the SWR portion of the total tax bill would remain less than 25% (23.58%) with the majority of the general operating portion (52%) dedicated to public safety operations. Additionally, the proposed rate represents a 7.95% increase over the roll-back rate (the percentage advertised as a tax increase).

Should the Town Council elect at this meeting, or the Tuesday, September 29, 2015 meeting to reduce the millage rate, it is anticipated that the corresponding expenditure reduction would come from the TSDOR project. As a quick guide to calculating impact, each tenth of a mill reduction (.10 mill), represents deferring approximately \$118,171 in TSDOR expenditures to future years. The resulting taxpayer impact would be a savings of \$0.10 per \$1,000 of taxable value (or approx. \$25 annually on \$250,000 of taxable value).

The proposed rate is within the maximum limit of a super-majority vote (4 of 5 votes required). However, if the Town Council should decide to increase the rate under consideration to the maximum super-majority rate (4.6729 mills), an additional \$398,824 would be available for FY 16 TSDOR or other FY 16 projects.

Staff Contact:

Martin D. Sherwood, Town Financial Administrator
Richard Strum, Controller

RESOLUTION NO. 2015 - xxx

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA APPROVING AND ADOPTING THE TENTATIVE MILLAGE RATE FOR TAXATION OF REAL PROPERTY LYING WITHIN THE BOUNDARIES OF THE TOWN OF SOUTHWEST RANCHES FOR THE 2015-2016 FISCAL YEAR, COMMENCING OCTOBER 1, 2015 AND ENDING SEPTEMBER 30, 2016; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Town of Southwest Ranches, Florida is a municipality located in Broward County, Florida; and

WHEREAS, pursuant to Section 200.065 (4) (E)(1), Florida Statutes, the Town Council is obliged to adopt its tentative millage rate prior to adoption of its tentative budget; and

WHEREAS, the gross taxable value for operating purposes not exempt from taxation within Broward County has been certified by the County Property Appraiser to the Town of Southwest Ranches as \$1,243,896,530 .

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

Section 1: The Fiscal Year 2015-2016 tentative operating millage rate for Town of Southwest Ranches is 4.3354 mills which is greater than the rolled-back rate of 4.0162 mills by 7.95 %.

Section 2: The Town Council shall adopt a final millage rate at the Town Council meeting scheduled for Tuesday, September 29, 2015, at 6:00 PM, at which meeting the final budget for the 2015-2016 Fiscal Year will be considered and approved.

Section 3: Severability. If any one or more provisions of this Resolution shall be held contrary to any express provision of law or contrary to the policy of express law, though not expressly prohibited or against public policy, or shall for any reason whatsoever be held invalid, then such provision shall be null and void and shall be separate from the remaining provisions, and shall in no way affect the validity of all other provisions of this Resolution.

Section 4: Effective Date. This Resolution shall take effect immediately upon its adoption.

PASSED AND ADOPTED by the Town Council of the Town of Southwest

Ranches, Florida, this 15th day of September, 2015, on a motion by _____ and
seconded by _____.

Nelson _____
Fisikelli _____
Breitkreuz _____
Jablonski _____
McKay _____

Ayes _____
Nays _____
Absent _____

Jeff Nelson, Mayor

ATTEST:

Russell Muñiz, Assistant Town Administrator/Town Clerk

Approved as to Form and Correctness:

Keith M. Poliakoff, J.D., Town Attorney

112655015.1



Town of Southwest Ranches
13400 Griffin Road
Southwest Ranches, FL 33330-2628

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Russell Muñiz Assistant Town Administrator/Town Clerk
Martin D. Sherwood, CPA, CGMA, CGFO, Town Financial Administrator

COUNCIL MEMORANDUM

TO: Honorable Mayor Nelson and Town Council

THRU: Andrew D. Berns, Town Administrator

FROM: Martin D. Sherwood, Town Financial Administrator

DATE: September 15, 2015

SUBJECT: FISCAL YEAR 2015-2016 (FY 15/16) BUDGET

Recommendation

It is recommended that the first required public hearing be held and that Council approve the required first reading to adopt the Fiscal Year 2015 – 2016 budget, summarized as Attachment A to the accompanying Ordinance.

Strategic Priorities

This item supports the following strategic priority as identified in the Town's adopted Strategic plan.

- A. Sound Governance
- B. Enhanced Resource Management
- C. Reliable Public Safety

Background/Issue

Each municipality within the State of Florida is required by State Statute to adopt a balanced budget through a statutorily prescribed deadline and process of two public hearings and in advance of the effective date of the budget. This item provides for the first public hearing on the Town of Southwest Ranches proposed Fiscal Year 2015 – 2016 budget and for adoption of the budget for that year. A second hearing is required and has been scheduled for Tuesday, September 29, 2015 @ 6pm.

Fiscal Impact/Analysis

The Town of Southwest Ranches budget process began in February and has included revisions resulting from external projections (insurance, State of Florida revenues, and contractual and cost estimates/changes) and from discussions / budget workshops with Town Advisory Boards and the Town Council. In July, staff presented a balanced proposed budget as required by the Town Charter. All subsequent revisions are reflected within the budget proposed for consideration tonight.

Attachment A to the accompanying ordinance presents the Fiscal Year 2015 – 2016 Town of Southwest Ranches Proposed Budget in summary form. The summary reflects the fund aggregate revenues and expenditures for each fund as provided to the Town Council in July 2015. The adoption of this summary limits Town expenditures to the appropriations for each fund and provides implicit support for the detailed spending plan presented by Staff.

Technically, it does not limit the allocation of the appropriated resources, but it does place a limit on the Town's total appropriations. Fortunately, there seems to be general consensus that the FY 15 / 16 detailed Proposed Budget meets Town Council objectives without overly burdening taxpayers or any other interested party. The budget which is represented by the summary seeks to balance progress and governmental spending. It also reflects Town Council funding priorities and direction received through September 15, 2015.

What it Includes:

The budget proposed for consideration tonight is balanced at the Town of Southwest Ranches' historic millage rate of 3.9404 mills for operating plus .3950 mills for an on-going project which will make improvements and is restricted to roadways Townwide (4.3354 mills in total). The budget includes funding for the second year of the Transportation Surface Drainage Ongoing Rehabilitation (TSDOR) project at \$466,700.

Additional capital improvements which are funded include: improvements at Calusa Corners, the Town Hall Roof Replacement, the Guardrails Installation project, the Drainage Improvement project, SW 190th Avenue Extension work, Pavement Striping and Marking, Street Lighting, Town Hall Complex/Safety Improvements, Public Safety-Fire Rescue Modular Facilities, Fire Wells Replacement/Installation and continued funding for Town Entranceway Signage.

Beyond the capital improvements, there are a number of new or modified programs (Program Modifications) funding within the tentative budget. These include: a Broadwing Community Facility Platting, funding for a Parks, Recreation and Open Space (PROS) part-time Administrative Assistant, Contractual Seasonal Town Event Staffing, funding of Council Agenda Workflow Software. The budget includes funding for

a variety of replacement programs related to Fire Protective Services. The Fire Protective Services replacement programs which are funded include: bunker gear, and self-contained breathing apparatus (SCBA) replacement programs.

Finally, the proposed budget, maintains (and in some instances improves) the high levels of service which the residents of The Town of Southwest Ranches desire and have come to expect. Particularly noteworthy, the budget assumes no change in Volunteer Fire protection services operations imposed since January 1, 2015.

Final Notes on Fiscal Impact:

Adoption of this budget has an impact on the General Fund unassigned and restricted-Fire Control Fund Balance (reserves). Unassigned and Restricted General Fund Balance (reserves) will decrease by \$256,500 in total (\$150,000 + \$106,500, respectively) as they are utilized to fund a number of desired capital projects or debt service commitments: 1) \$100,000 will be used to potentially meet future grant appropriation match requirements for the Guardrails Installation Project, 2) \$50,000 will be used to fund the third (and final) year of the Town Hall Roof Replacement Project, 3) \$100,000 will be used to partially fund the Public Safety/Fire Rescue Modular Facilities, and 4) \$6,500 is to fund (partially) debt service incurred due to the acquisition of a new Volunteer Fire Control Pumper Vehicle.

Modifications to the proposed budget at this point may be made. Increases to appropriations after this hearing would result in significant costs to re-advertise. If a final budget is not approved by October 1, 2015, the Town of Southwest Ranches is bound by Florida law to continue with an extension of the prior year's budget on a monthly basis until such time as a final budget is properly advertised, goes through public hearing and is approved.

Staff Contact

Martin D. Sherwood, Town Financial Administrator
Richard Strum, Controller

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ORDINANCE NO. 2015–

AN ORDINANCE OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, APPROVING THE BUDGET OF THE TOWN OF SOUTHWEST RANCHES FOR FISCAL YEAR 2015-2016, COMMENCING OCTOBER 1, 2015 AND ENDING SEPTEMBER 30, 2016; PROVIDING FOR A BUDGET BASIS; PROVIDING FOR EXPENDITURE OF FUNDS; PROVIDING FOR CARRYOVER OF FUNDS; PROVIDING FOR NOTICE; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICT; AND, PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Town of Southwest Ranches is a municipality located in Broward County, Florida; and

WHEREAS, a public hearing was held on the tentative millage and budget on September 15, 2015; and

WHEREAS, a Public Hearing on the Town of Southwest Ranches' final budget for Fiscal Year 2015-2016 will be held at 6:00 P.M. on Tuesday, September 29, 2015, at the Southwest Ranches Council Chambers, 13400 Griffin Road, Southwest Ranches, Florida, 33330; and

WHEREAS, the amount available from taxation and other revenues equals the total appropriations for expenditures and reserves.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA THAT THE FOLLOWING ORDINANCE IS CREATED IN ACCORDANCE WITH THE TOWN CHARTER:

Section 1: Budget Adoptions. The Town of Southwest Ranches budget for Fiscal Year 2015-2016, a copy of which is attached hereto and incorporated herein by reference as Attachment "A," is hereby approved and adopted and shall become effective at the beginning of the 2015-2016 Fiscal Year, and the Town's funds may be expended commencing October 1, 2015 and ending September 30, 2016.

Section 2: Budget Basis. The proposed expenditures in the budget are as shown in the budget and by reference made a part hereof. The budget is based upon the gross taxable value of real and personal property of \$1,243,896,530.

Section 3: Expenditure of Funds. No funds of the Town shall be expended except pursuant to duly approved appropriations or for the payment of bonds, notes, or other indebtedness duly authorized by the Council and only from such funds so authorized.

Section 4: **Carryover of Funds.** Funds of the Town's current Fiscal Year 2014-2015 adopted budget as well as budget amendments pursuant to subsequent resolutions as indicated in Section 5 of this Resolution not expended during Fiscal Year 2014-2015 may be used and expended during subsequent fiscal years.

Section 5: **Amendments.** The Town of Southwest Ranches budget for the Fiscal Year 2015-2016, may be amended, if required, by a Resolution of the Town Council.

Section 6: **Notice.** The Town Clerk or designee is directed to forward certified copies of this Ordinance to the Broward County Property Appraiser, the Broward County Revenue Collector and the Florida Department of Revenue.

Section 7: **Severability.** If any one or more of the provisions of this Ordinance shall be held contrary to any express provision of law or contrary to the policy of express law, though not expressly prohibited or against public policy, or shall for any reason whatsoever be held invalid, then such provision shall be null and void and shall be separate from the remaining provisions, and shall in no way affect the validity of all other provisions of this Ordinance.

Section 8: **Conflict.** That all Sections or parts of Sections of the Code of Ordinances or parts of Ordinances, and all Resolutions, or parts of Resolution, in conflict are hereby repealed to the extent of such conflict.

Section 9: **Effective Date.** This Ordinance shall be effective immediately upon its adoption.

PASSED ON FIRST READING this ____ day of _____, 2015 on a motion made by _____ and seconded by _____.

PASSED AND ADOPTED ON SECOND READING this ____ day of _____, 2015, on a motion made by _____ and seconded by _____.

Nelson _____
Fisikelli _____
Breitkreuz _____
Jablonski _____
McKay _____

Ayes _____
Nays _____
Absent _____

[Signatures on Following Page]

Jeff Nelson, Mayor

ATTEST:

Russell Muñiz, Assistant Town Administrator/Town Clerk

Approved as to Form and Correctness:

Keith M. Poliakoff, J.D., Town Attorney

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BUDGET SUMMARY

Town of Southwest Ranches, Florida - Fiscal Year 2015 - 2016

THE PROPOSED OPERATING BUDGET EXPENDITURES OF THE TOWN OF SOUTHWEST RANCHES ARE 0.51% LESS THAN LAST YEARS TOTAL OPERATING EXPENDITURES

General Fund 4.3354

Voted Debt 0.0000

First Public Hearing: Attachment A

Tuesday, September 15, 2015 @ 6:00pm

	GENERAL		CAPITAL		TRANSPORTA-		VOLUNTEER		DEBT		TOTAL	
	FUND	FUND	PROJECTS	FUND	TION	FUND	FIRE	FUND	SERVICE	SOLID WASTE		FUND
ESTIMATED REVENUES:												
TAXES:												
	Millage per \$1,000											
Ad Valorem Taxes	5,123,150		0	0	0	0	0	0	0	0	0	5,123,150
Ad Valorem Taxes	0		0	0	0	0	0	0	0	0	0	0
Franchise /Utility Taxes	1,725,023		0	0	0	0	0	0	0	0	0	1,725,023
Sales & Use Taxes	590,230		0	0	0	0	0	0	0	0	0	590,230
Permits/Licenses/Inspections	601,818		0	0	0	0	0	0	0	0	0	601,818
Intergovernmental	2,500		100,000	365,288	0	0	0	0	0	0	0	467,788
Charges for Services	122,700		0	0	0	0	0	0	0	1,040,149	0	1,162,849
Fines & Forfeitures	258,305		0	0	0	0	0	0	0	0	0	258,305
Loan Proceeds	0		0	0	0	0	0	0	0	0	0	0
Special Fire Assessment	1,695,440		0	0	0	0	0	0	0	0	0	1,695,440
Miscellaneous Revenues	94,289		0	250	0	10,000	0	0	0	750	0	105,289
TOTAL SOURCES	10,213,455		100,000	365,538		10,000	0	1,040,899		11,729,892		11,729,892
Interfund Transfers - In	185,828		150,000	1,003,841		111,291	735,487	0		2,186,447		2,186,447
Fund Balance/Reserves/Net Assets	256,500		208,305	104,501		19,000	0	0		588,306		588,306
TOTAL REVENUES, TRANSFERS & BALANCES	10,655,783		458,305	1,473,880		140,291	735,487	1,040,899		14,504,645		14,504,645
EXPENDITURES/EXPENSES												
General Government	1,917,038		0	0		0	0	0		1,917,038		1,917,038
Law Enforcement	2,405,469		0	0		0	0	0		2,405,469		2,405,469
Fire Rescue Services	3,014,811		171,530	0		121,291	0	0		3,307,632		3,307,632
Community Services (Planning, Zoning & Engineering)	391,572		0	0		0	0	0		391,572		391,572
Physical Environment (Permitting, Code, Roads/Solid Waste)	430,800		286,775	1,473,880		0	0	811,473		3,002,928		3,002,928
Parks, Recreation and Open Space	383,298		0	0		0	0	0		383,298		383,298
Debt Service	0		0	0		0	735,487	0		735,487		735,487
Contingency	131,176		0	0		0	0	43,598		174,774		174,774
TOTAL EXPENDITURES/EXPENSES	8,674,164		458,305	1,473,880		121,291	735,487	855,071		12,318,198		12,318,198
Interfund Transfers - Out	1,981,619		0	0		19,000	0	185,828		2,186,447		2,186,447
Fund Balance/Reserves/Net Assets	0		0	0		0	0	0		0		0
TOTAL APPROPRIATED EXPENDITURES TRANSFERS, RESERVES & BALANCES	10,655,783		458,305	1,473,880		140,291	735,487	1,040,899		14,504,645		14,504,645

THE TENTATIVE, ADOPTED, AND/OR FINAL BUDGETS ARE ON FILE IN THE TOWN CLERK'S OFFICE (13400 GRIFFIN ROAD, SOUTHWEST RANCHES, FL 33330-2628) AS A PUBLIC RECORD.