

**PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS**

AGENDA ITEM SUMMARY

Meeting Date: February 5, 2008 ☒ Consent ☐ Regular
☐ Workshop ☐ Public Hearing
 Department _____
 Submitted For: FIRE RESCUE

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to adopt a resolution establishing the special assessment rate for the “Palm Beach County Municipal Service Benefit Unit for Fire Hydrant Maintenance and Rental-Boca Raton”.

Summary: Pursuant to Section 197.3632, Florida Statutes, and Palm Beach County Code Sections 26-106 through 26-109, an assessment is levied against the real property parcels located within the Palm Beach County Municipal Service Benefit Unit (MSBU) for Fire Hydrant Maintenance and Rental-Boca Raton. The maintenance cost per hydrant has been less than originally projected resulting in the MSBU accumulating excess reserves. In addition, the annexation of parcels by the City of Boca Raton also resulted in a decrease in the number of hydrants to be maintained within the MSBU. This reduced the average cost of hydrant maintenance and rental to each parcel remaining in this MSBU. The current rate will be reduced from \$26.00 per parcel to \$23.00 per parcel.

District 5 (SB)

Background and Policy Issues:

On February 16, 1993, the Board established a Municipal Service Benefit Unit (MSBU) for the provision of fire hydrant maintenance and rental encompassing unincorporated areas serviced by the City of Boca Raton. Since that time, annexations of parcels by the City of Boca Raton reduced the number of parcels in the MSBU from 13,582 parcels in FY2004 to 10,775 parcels in FY2007. Lower maintenance costs than originally projected along with a decrease in the number of hydrants to be maintained within the MSBU, resulted in the MSBU accumulating excess reserves. In May 2006, Resolution R2001-1180 was repealed and Resolution 2006-0894 was adopted, reducing the assessment from \$29.25 to \$26.00 per parcel. The maintenance cost, per hydrant, charged by the City of Boca Raton has remained virtually unchanged resulting in the MSBU continuing to accumulate excess reserves. Therefore, staff is recommending the current assessment be reduced from \$26.00 per parcel to \$23.00 per parcel.

Attachments:

- ## 1. Resolution Establishing Special Assessment Rate for the MSBU-Boca Raton

Recommended By: Deputy Chief 1.14.08
Date

Approved By:  1-14-08
Fire-Rescue Administrator Date

②

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2008	2009	2010	2011	2012
Capital Expenditures	_____	_____	_____	_____	_____
Operating Costs	_____	_____	_____	_____	_____
External Revenues	_____	<u>32,325</u>	_____	_____	_____
Program Income (County)	_____	_____	_____	_____	_____
In-Kind Match (County)	_____	_____	_____	_____	_____
NET FISCAL IMPACT	_____	<u>32,325</u>	_____	_____	_____

ADDITIONAL FTE

POSITIONS (Cumulative) _____

Is Item Included in Current Budget? Yes _____ No X

Budget Account No.: Fund 1305 Dept 440 Unit 4235 Object Various

B. Recommended Sources of Funds/Summary of Fiscal Impact:

The approval of this Resolution will result in a reduction in assessment fee revenues in the amount of \$32,325. The fire hydrant assessment fee for the parcels included in the MSBU-Boca Raton (10,775 in FY2007) will be reduced from \$26.00 to \$23.00, or \$3.00 per parcel.

C. Departmental Fiscal Review: _____

III. REVIEW COMMENTS

A. OFMB Fiscal and/or Contract Dev. and Control Comments:

[Signature] 1-23-08
 OFMB [Signature] 1/23/08
 CN 1/17/08

[Signature] 1/25/08
 Contract Dev. and Control
 6/24/124/08

B. Legal Sufficiency

[Signature] 1/28/08
 Assistant County Attorney

C. Other Department Review:

 Department Director

THIS SUMMARY IS NOT TO BE USED AS A BASIS FOR PAYMENT.

RESOLUTION NO. R-2008-

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, ESTABLISHING THE SPECIAL ASSESSMENT RATE FOR THE "PALM BEACH COUNTY MUNICIPAL SERVICE BENEFIT UNIT FOR FIRE HYDRANT MAINTENANCE AND RENTAL – BOCA RATON" COMMENCING FISCAL YEAR 2008-09; PROVIDING FOR A DECREASE IN THE ASSESSMENT RATE; PROVIDING FOR THE REPEAL OF RESOLUTION 2006-0894; AND PROVIDING FOR A SAVINGS CLAUSE.

WHEREAS, Palm Beach County Code, Sections 26-106 through 26-109, established the "Palm Beach County Municipal Service Benefit Unit for Fire Hydrant Maintenance and Rental-Boca Raton" (hereinafter "MSBU-Boca Raton"); and

WHEREAS, the Board of County Commissioners enacted Resolution No. 2006-0894 which established the special assessment rate for the MSBU-Boca Raton; and

WHEREAS, the special assessment funds the payment of fire hydrant maintenance and rental charges to the City of Boca Raton and related costs; and

WHEREAS, the annexation of parcels by the City of Boca Raton resulted in a decrease in the number of hydrants to be maintained by the MSBU-Boca Raton; and

WHEREAS, the City of Boca Raton has not increased their hydrant maintenance and rental fees resulting in the MSBU-Boca Raton accumulating excess reserves; and

WHEREAS, the Board of County Commissioners desires to decrease the special assessment rate accordingly.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that:

Section 1. Resolution 2006-0894 is hereby repealed in its entirety.

Section 2. The special assessment rate for the MSBU-Boca Raton shall be in the amount of \$23.00 per parcel of real property.

Section 3. The assessment shall be levied against the real property located in the MSBU-Boca Raton, as set forth in Palm Beach County Code Sections 26-106 through 26-109. This assessment is to be collected for a period of more than one year.

Section 4. This rate shall be in effect for the fiscal year commencing October 1, 2008, and shall remain in full force and effect for each subsequent fiscal year unless modified by the Board of County Commissioners.

Section 5. Notwithstanding Section 1 of this Resolution, all provisions of Resolution 2006-0894 as originally enacted are specifically preserved and shall remain in full force and effect for the limited purpose of preserving the County's rights to collect assessments levied pursuant to Resolution 2006-0894 prior to its repeal.

The foregoing resolution was offered by Commissioner _____ who moved its adoption. The motion was seconded by Commissioner _____, and upon being put to a vote, the motion passed as follows:

COMMISSIONER ADDIE L. GREENE
COMMISSIONER JEFF KOONS
COMMISSIONER KAREN T. MARCUS
COMMISSIONER ROBERT J. KANJIAN
COMMISSIONER MARY MCCARTY
COMMISSIONER BURT AARONSON
COMMISSIONER JESS R. SANTAMARIA

The Chairperson thereupon declared the resolution duly passed and adopted this _____ day of _____, 2008

PALM BEACH COUNTY, FLORIDA BY ITS
BOARD OF COUNTY COMMISSIONERS

SHARON R. BOCK, Clerk & Comptroller

By: _____
Deputy Clerk

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY

By: Sham Burrows
County Attorney