

**Charlotte County Board Of County Commissioners
Agenda Item Summary**

Item Number: N- 3

1 DEPARTMENT MAKING REQUEST

Public Works

2 MEETING DATE

10/14/2014 9:00:00 AM

3 REQUESTED MOTION/ACTION

Set a public hearing for October 28, 2014 at 10:00 a.m., or as soon thereafter as may be heard, to consider approving an Ordinance repealing Ordinance No. 97-017 which established the Rotonda Pinehurst Street & Drainage Unit.

4 AGENDA

Consent

5 IS THIS ITEM BUDGETED (IF APPLICABLE) - No

Budget Action
No action needed.

Financial Impact Summary Statement
No financial impact.

Detailed Analysis Attached - No

Budget Officer-

6 BACKGROUND (Why is this Action Necessary, and What Action will be accomplished)

The purpose of the Rotonda Pinehurst Street and Drainage Municipal Service Benefit Unit (MSBU) was to provide for the construction, reconstruction, repair, paving, draining, etc. of streets and drainage facilities in the Unit. Because the Unit's paving program has been completed and the loan has been paid in full, staff is recommending that the Unit be abolished. Since the territory of the Unit is part of the Rotonda West Street and Drainage MSBU, any street and drainage work needed will be funded by the Rotonda West Street and Drainage MSBU.

ATTACHMENTS:

Name:	Description:	Type:
<input type="checkbox"/> Repeal Rotonda Pinehurst S D Unit ord.doc	Exhibit	Exhibit
<input type="checkbox"/> Economic Impact Estimate.doc	Exhibit	Exhibit

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O R D I N A N C E
NUMBER 2014-

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF CHARLOTTE COUNTY, FLORIDA; ABOLISHING THE ROTONDA PINEHURST STREET AND DRAINAGE MUNICIPAL SERVICE BENEFIT UNIT; REPEALING ORDINANCE 97-017 AS CODIFIED IN CHAPTER 4-6, ARTICLE XXXIII, SECTIONS 4-6-691 THROUGH 4-6-698, OF THE CODE OF LAWS AND ORDINANCES, CHARLOTTE COUNTY, FLORIDA; AND PROVIDING FOR AN EFFECTIVE DATE.

RECITALS

WHEREAS, the Charlotte County Board of County Commissioners (the “Board”), pursuant to the provisions of Section 125.01, Florida Statutes, has the power to establish, merge or abolish municipal service benefit units and levy and collect assessments within such units; and

WHEREAS, the Board, on March 25, 1997, adopted Ordinance No. 97-017, which established the Rotonda Pinehurst Street and Drainage municipal service benefit unit (Unit); and

WHEREAS, the purpose of the Unit is to provide for the construction, reconstruction, paving, draining, etc. of streets and drainage facilities in the Unit; and

WHEREAS, since the Unit’s paving programs have been completed, county staff is recommending that the Unit be abolished and that Ordinance No. 97-017 which created this Unit be repealed and that any future street and drainage maintenance work needed be funded by the Rotonda West Street and Drainage MSBU; and

WHEREAS, it is the desire of the Board of County Commissioners to abolish the Rotonda Pinehurst Street and Drainage Unit and repeal Ordinance No. 97-017.

1 NOW, THEREFORE, BE IT ORDAINED by the Board of County Commissioners of
2 Charlotte County, Florida that:

3 Section 1. The Rotonda Pinehurst Street and Drainage Unit is hereby abolished
4 and Ordinance No. 97-017, as codified in Chapter 4-6, Article XXXIII, Sections 4-6-691
5 through 4-6-698, of the Code of Laws and Ordinances, Charlotte County, Florida, is hereby
6 repealed in its entirety.

7 Section 2. Effective Date. A certified copy of this Ordinance shall be filed with the
8 Department of State of the State of Florida by the Clerk of the Board of County
9 Commissioners within 10 days of enactment and shall take effect upon filing with said
10 department.

11 PASSED AND DULY ADOPTED this ____ day of _____, 2014.

12 BOARD OF COUNTY COMMISSIONERS
13 OF CHARLOTTE COUNTY, FLORIDA

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16 By: _____
17 Kenneth W. Doherty, Chairman

18 ATTEST:
19 Barbara T. Scott, Clerk of
20 Circuit Court and Ex-officio
21 Clerk to the Board of County
22 Commissioners

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25 By: _____
26 Deputy Clerk

27 APPROVED AS TO FORM
28 AND LEGAL SUFFICIENCY:

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31 By: _____
32 Janette S. Knowlton, County Attorney
33 LR14-3010

ECONOMIC IMPACT ESTIMATE

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF CHARLOTTE COUNTY, FLORIDA; ABOLISHING THE ROTONDA PINEHURST STREET AND DRAINAGE MUNICIPAL SERVICE BENEFIT UNIT.

PURPOSE: Analyze what the Ordinance is designed to accomplish. Describe the present situation and the effect the Ordinance will have thereon.

This Ordinance would abolish and repeal the Rotonda Pinehurst Street and Drainage Municipal Service Benefit Unit (Unit) Ordinance. The purpose of the Unit is to provide for the construction, reconstruction, repair, paving, draining, etc. of streets and drainage facilities in the Unit. Because the Unit's paving program has been completed, and the loan has been paid in full, staff is recommending that the Unit be abolished. Since the territory of the Unit is part of the Rotonda West Street and Drainage MSBU, any street and drainage work needed will be funded by the Rotonda West Street and Drainage MSBU.

IMPACT: Consider costs and benefits, both monetary and non-monetary for the private sector (non-governmental entities) and the public sector (governmental entities). In discussing costs and benefits, distinguish between those which are social (borne by society as a whole) and those which are private (accrue to certain individuals or groups). Identify the specific groups which will be impacted.

There are no appreciable costs to the public or private sector.

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| A. Cost of Implementation: | The costs of adopting this Ordinance are nominal. |
| B. Source of Funds/Ultimate Burden of Costs: | Since the Unit is being abolished, it won't be necessary to have a funding source, and there will no longer be any costs/assessments levied. |
| C. Effect on Competition and the Employment Market | None. Any future street and drainage work will be funded by the Rotonda West Street and Drainage MSBU. |
| D. Benefits on Implementation: | Eliminating a MSBU that has completed its paving program. |