110 NW 1st Avenue
High Springs, Florida 32643

Telephone: (386) 454-1416
Facsimile: (386) 454-2126
Web: www.highsprings.us

CITY COMMISSION MEETING
AGENDA
City Hall
110 N.W. 1st Avenue

JULY 9, 2015 **6:30 PM**

CALL TO ORDER: MAYOR SUE WELLER

INVOCATION: ENID SACASA, HARA KRISHNA TEMPLE

PLEDGE OF ALLEGIANCE: MAYOR SUE WELLER

ROLL CALL: JENNY L. PARHAM, CITY CLERK

APPROVAL OF AGENDA

APPROVAL OF MINUTES: JUNE 25, 2015 COMMISSION MEETING

PRESENTATION BY ALACHUA COUNTY ENVIRONMENTAL PROTECTION DEPARTMENT, WATER RESOURCES SUPERVISOR GUS OLMOS ON THE PROPOSED ALACHUA COUNTY IRRIGATION EFFICIENCY CODE.

UNFINISHED BUSINESS

1. **CONSIDER ORDINANCE 2015-08,** AN ORDINANCE AMENDING SECTION 30-1 OF THE HIGH SPRINGS CODE OF ORDINANCES; REVISING LANGUAGE RELATING TO THE CANDIDATES QUALIFYING PERIOD; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE; AND PROVIDING FOR CODIFICATION.

   A. MAYOR OPENS PUBLIC HEARING FOR PUBLIC INPUT.
   B. MAYOR CLOSES PUBLIC HEARING.
   C. DISCUSSION AND CONSIDERATION IN PASSING OF ORDINANCE 2015-08 ON SECOND READING.

2. **CONSIDER ORDINANCE 2015-09,** AN ORDINANCE OF THE CITY OF HIGH SPRINGS ESTABLISHING EXEMPTIONS FROM SOLID WASTE SERVICES; AMENDING SECTION 62-38 OF THE HIGH SPRINGS CODE OF ORDINANCES; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE; AND PROVIDING FOR CODIFICATION. *(CONTINUED)*

A. MAYOR OPENS PUBLIC HEARING FOR PUBLIC INPUT.
B. MAYOR CLOSES PUBLIC HEARING.
C. DISCUSSION AND CONSIDERATION IN PASSING OF ORDINANCE 2015-09 ON SECOND READING.

CITIZEN REQUESTS AND COMMENTS – FOR ISSUES NOT ON AGENDA (PLEASE STATE NAME FOR THE RECORD – **LIMIT COMMENTS TO 5 MINUTES)**

NEW BUSINESS

1. **DISCUSS AND CONSIDER ACTION REGARDING ALACHUA COUNTY'S PROPOSED IRRIGATION EFFICIENCY CODE.**

2. **CONSIDER RESOLUTION 2015 - G,** A RESOLUTION OF THE CITY OF HIGH SPRINGS, FLORIDA; RELATING TO THE PROVISION OF FIRE SERVICES, FACILITIES AND PROGRAMS IN THE CITY OF HIGH SPRINGS, FLORIDA; ESTABLISHING THE RATE OF ASSESSMENT; IMPOSING FIRE SERVICES ASSESSMENTS AGAINST ASSESSED PROPERTY LOCATED WITHIN THE CITY OF HIGH SPRINGS FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2015; APPROVING THE ASSESSMENT ROLL; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; PROVIDING AN EFFECTIVE DATE.

3. **CONSIDER RESOLUTION 2015 - H,** A RESOLUTION SETTING THE ELECTION TO FILL CITY COMMISSION SEATS NUMBER 4 & 5 IN THE CITY OF HIGH SPRINGS; DESIGNATING THE ELECTION FOR THE 3RD DAY OF NOVEMBER, 2015, SETTING THE QUALIFYING PERIOD; SETTING THE QUALIFYING FEES; PROVIDING FOR AN EFFECTIVE DATE.

4. **CONSIDER ORDINANCE 2015-10,** AN ORDINANCE OF THE CITY OF HIGH SPRINGS PROVIDING CONSENT FOR THE ENTIRE CORPORATE LIMITS OF THE CITY OF HIGH SPRINGS, FLORIDA, TO BE INCLUDED IN A NON-AD VALOREM ASSESSMENT FOR A MUNICIPAL SERVICE BENEFIT UNIT CREATED BY ALACHUA COUNTY FOR THE PROVISION OF SOLID WASTE MANAGEMENT COSTS; PROVIDING CONDITIONS FOR THE CONSENT; PROVIDING THAT THE CONSENT IS AUTOMATICALLY RENEWED UNTIL TERMINATED; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE.

   A. **DISCUSSION AND CONSIDERATION IN PASSAGE OF ORDINANCE 2015-10 ON FIRST READING.**

5. **CONSIDER AMENDING AUGUST MEETING DATES TO ALLOW ATTENDANCE TO THE FLORIDA LEAGUE OF CITIES ANNUAL CONFERENCE.**

6. **CONSIDER APPROVAL OF EXPENDITURE OF FUNDS** IN SUPPORT OF UPCOMING SANTA FE COLLEGE FALL COURSES AT THE HISTORIC ELEMENTARY SCHOOL AND COMMUNITY CENTER.

7. CONSIDER ENTERING INTO A MEMORANDUM OF UNDERSTANDING (MOU) WITH WATSON C & D, LLC. FOR BIOSOLIDS COMPOST FEASIBILITY STUDY.

CITY ATTORNEY REPORT/UPDATE

CITY MANAGER REPORT/UPDATE

COMMENTS AND CONCERNS:

1. **COMMISSIONERS**
2. **MAYOR**

MOTION TO ADJOURN

PLEASE NOTE: PURSUANT TO SECTION 286.0105, FLORIDA STATUTES, IF A PERSON DECIDES TO APPEAL ANY DECISION MADE BY THE CITY COMMISSION WITH RESPECT TO ANY MATTER CONSIDERED DURING THIS MEETING, HE OR SHE WILL NEED TO ENSURE THAT A VERBATIM RECORD OF THE PROCEEDINGS IS MADE, WHICH RECORD INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED. IN ACCORDANCE WITH THE AMERICANS WITH DISABILITIES ACT, A PERSON WITH DISABILITIES NEEDING ANY SPECIAL ACCOMMODATIONS TO PARTICIPATE IN CITY COMMISSION MEETINGS, SHOULD CONTACT THE OFFICE OF THE CITY CLERK, 110 N.W. 1ST AVENUE, HIGH SPRINGS, FLORIDA 32643, TELEPHONE (386)454-1416.

110 NW 1st Avenue
High Springs, Florida 32643

Telephone: (386) 454-1416
Facsimile: (386) 454-2126
Web: www.highsprings.us

CITY COMMISSION MEETING
MINUTES
JUNE 25, 2015

Mayor Weller called the meeting to order at 6:34 p.m.

Invocation by

Pledge of Allegiance

Roll Call:

Mayor Sue Weller – Present
Vice Mayor Scott Jamison – Present
Commissioner Jason Evans – Present
Commissioner Gloria James –Present
Commissioner Byran Williams - Present

Staff Present:

Ed Booth, City Manager
Jenny L. Parham, City Clerk
Scott Walker, City Attorney
Courtney Johnson, City Attorney
Jennifer Stull, Finance Director
Bruce Gillingham, Fire Chief

APPROVAL OF AGENDA

Motion Commissioner Evans to approve the agenda.
Second Commissioner James.
Motion carries 5- 0.

APPROVAL OF MINUTES

Motion Commissioner Evans to approve Commission Meeting Minutes of June 11 & 17, 2015.
Second Vice Mayor Jamison.
Motion carries 5 – 0.

PROCLAMATION OF APPRECIATION TO THE "FRIEND OF JAMES PAUL PARK.

Mayor Weller read a proclamation of appreciation to the individuals who volunteered their time to beautify James Paul Park. Mayor Weller presented the proclamation.

Tom Hewlett accepted the proclamation and acknowledged those who contributed.

UNFINISHED BUSINESS

1. **CONSIDER ORDINANCE 2015-01, AN ORDINANCE OF THE CITY OF HIGH SPRINGS, FLORIDA, AMENDING THE TEXT AND FUTURE LAND USE PLAN MAP SERIES OF THE CITY OF HIGH SPRINGS COMPREHENSIVE PLAN, PURSUANT TO AN APPLICATION, CPA 15-01, BY THE CITY COMMISSION, UNDER THE AMENDMENT PROCEDURES ESTABLISHED IN SECTIONS 163.3161 THROUGH 163.3248, FLORIDA STATUTES, AS AMENDED; PROVIDING FOR AMENDING THE TEXT AND FUTURE LAND USE PLAN MAP SERIES OF THE COMPREHENSIVE PLAN BASED UPON AN EVALUATION COMPLETED BY THE CITY ON MARCH 3, 2015, AND THE OBJECTIONS, RECOMMENDATIONS AND COMMENTS REPORT ISSUED BY THE FLORIDA DEPARTMENT OF ECONOMIC OPPORTUNITY ON MAY 21, 2015, REFLECTING CHANGES IN STATE REQUIREMENTS, PURSUANT TO SECTION 163.3191, FLORIDA STATUTES, AS AMENDED; AND THE PROVIDING SEVERABILITY; REPEALING ALL ORDINANCES IN CONFLICT; AND PROVIDING AN EFFECTIVE DATE.**

Ordinance 2015-01 was read by title by Attorney Walker.

Mayor Weller opened the public hearing and as there was no public input, closed the public hearing.

Motion Commissioner Evans to adopt Ordinance 2015-01 on second and final reading. Second Commissioner Williams.

Roll call vote:

Commissioner Evans - yes
Commissioner James - yes
Commissioner Williams – yes
Vice Mayor Jamison – yes
Mayor Weller – yes

Motion carried 5 – 0.

2. **CONSIDER ORDINANCE 2015-07, AN ORDINANCE AMENDING THE ADOPTED 2014/2015 FISCAL YEAR BUDGET OF THE CITY OF HIGH SPRINGS; PROVIDING AN EFFECTIVE DATE.**

Ordinance 2015-07 was read by title by Attorney Walker.

Mayor Weller opened the public hearing and as there was no public input, closed the public hearing.

Motion Commissioner James to adopt Ordinance 2015-07 on second and final reading.

Second Commissioner Evans.

Roll call vote:

Commissioner James - yes
Commissioner Williams – yes
Vice Mayor Jamison – yes
Mayor Weller – yes
Commissioner Evans – yes

Motion carried 5 – 0.

CITIZEN REQUESTS AND COMMENTS – *FOR ISSUES NOT ON AGENDA (PLEASE STATE NAME FOR THE RECORD – LIMIT COMMENTS TO 5 MINUTES)*

No one came forward.

NEW BUSINESS

1. REVIEW AND DISCUSS PROPOSED FY 2015/2016 BUDGET ITEMS.

Mr. Booth outlined the items submitted by the Commission that they would like to see in the FY 15/16 budget.

Each Commissioner spoke briefly on their submitted items.

Mayor Weller stated she would like for the items presented to show costs that would be associated with them for consideration when the budget is presented.

Attorney Walker stated that in regards to the in-house attorney item, they take no offense. Spoke of the improvements that have been made over the last few years. Spoke of the possibility of an in-house attorney changing the culture. He spoke of the expertise that his office has and has developed. He spoke of coordinating better with the Finance Director and City Manager for issues outside the general retainer and having a more defined contract.

2. REVIEW MAY 2015 FINANCIAL STATEMENTS.

Mr. Booth states, besides the Fire Department and Personnel, we are looking pretty good across the board. Spoke of the Fire Department running four firefighters per shift and he will be reducing that to 3 per shift, starting Monday. He adds that with this and some management tools this should get them pretty close to budget.

Commissioner Williams asked the Finance Director how the four day work week is working out financially. Ms. Stull states the revenue has not been effected, and we get many complements on the hours we are open.

Mr. Booth states during the budget process they may see changes in fees in the building department.

3 CONSIDER ORDINANCE 2015-08, AN ORDINANCE AMENDING SECTION 30-1 OF THE HIGH SPRINGS CODE OF ORDINANCES; REVISING LANGUAGE RELATING TO THE CANDIDATES QUALIFYING PERIOD; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE; AND PROVIDING FOR CODIFICATION.

Ordinance 2015-08 was read by title by Attorney Walker.

Jenny, Parham, City Clerk, gave an overview of the changes to the ordinance. She stated that the Ordinance now uses the language of "a work week" versus actual days of the week and times.

Motion Commissioner Evans to adopt Ordinance 2015-08 on first reading.
Second Commissioner Williams.

Roll call vote:

Commissioner Williams – yes
Vice Mayor Jamison – yes
Mayor Weller – yes
Commissioner Evans – yes
Commissioner James – yes

Motion carried 5 – 0.

Commissioner Jamison left the meeting at 7:28 p.m. and returned at 7:30 p.m.

4. CONSIDER ORDINANCE 2015-09, AN ORDINANCE OF THE CITY OF HIGH SPRINGS ESTABLISHING EXEMPTIONS FROM SOLID WASTE SERVICES; AMENDING SECTION 62-38 OF THE HIGH SPRINGS CODE OF ORDINANCES; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE; AND PROVIDING FOR CODIFICATION.

Ordinance 2015-09 was read by title by Attorney Walker. Attorney Walker outlined the exemptions.

Mayor Weller suggested amending the language, instead of a dollar amount have as "base rate" plus administrative fees.

Motion Commissioner Evans to adopt Ordinance 2015-09 on first reading with recommended amendments.
Second Commissioner James

Roll call vote:

Vice Mayor Jamison - yes
Mayor Weller – yes
Commissioner Evans – yes
Commissioner James – yes
Commissioner Williams – yes

Motion carried 5 – 0.

5. DISCUSS AND CONSIDER ENTERING INTO A VENDOR AGREEMENT WITH FUN TIME FOODS TO PROVIDE A FOOD AND BEVERAGE BOOTH AT MEMORIAL PARK DURING THE REGIONAL SOFTBALL TOURNAMENT ON JULY 14TH – 19TH.

Mr. Booth states he was not sure if this item needed Commission approval or he could sign if it was compatible. He suggests we set up a policy on these type of items.

Attorney Walker states in this case there are proceeds that the city will receive. He states that the City Manager can be authorized by the commission to allow for Special Events. He adds that we should have a standard contract so we have all the requirements needed, such as liability insurance and the acknowledgment of the Public Records law.

General consensus for the city manager to administratively execute the agreement.

6. CONSIDER AUTHORIZING SUBMITTAL OF LETTER OF SUPPORT TO THE SMITHSONIAN MUSEUM ON MAIN STREET TRAVELING EXHIBIT 2016-2017.

Mayor Weller explained the Smithsonian Museum having a traveling exhibit to five or six selected States; within in those States, the exhibit will travel to five or six cities that have been selected through an application process. She states the High Springs Historical Society was contacted by the Florida Humanities Council suggesting that they apply for this. She adds that the Historical Society is looking for a letter of support and commitment from the city. She states they are looking for the possibility of using the rooms at the old school as part of an in-kind donation by the city.

Mayor Weller advises that this exhibit is titled "Waterways" and the Smithsonian puts this on Nation Wide to educate on water issues. She adds that they allow each city to have their own exhibits on water issues as well.

Motion Commissioner Williams to authorize the Mayor to submit a letter of support.
Second Commissioner James.
Motion carried 5 – 0.

CITY ATTORNEY REPORT/UPDATE

Attorney Johnson advises they expect both parties to file dismissals in regards to the Northend Lawsuit, and we will be returning the check for the water meters.

CITY MANAGER REPORT/UPDATE

Advises the check for the water meters has been returned.

Advises on August 20th he will hold an Economic Development Forum.

Looking for the report on ABC which identified High Springs as one of the safest cities in America.

At the next Commission Meeting, a MOU will be brought before the commission for the hauling of the end product from the dewatering box. He adds that the company will haul for free and utilize for fertilizer.

COMMENTS AND CONCERNS:

COMMISSIONERS:

Commissioner James asked if the issue she reported on 239th had been addressed. Mr. Booth to look into.

Commissioner Evans – Nothing at this time.

Commissioner Williams- Nothing at this time.

Vice Mayor Jamison – Nothing at this time.

MAYOR

Advised they have received a letter from the Alachua County Board of County Commissioners, about the proposed countywide irrigation efficiency code. She states that this would require permitting for new irrigation or substantial changes to an irrigation system. She states that this will be discussed at an Alachua County Public Hearing on July 14th, 2015 at 5:00 p.m. She states that she would like to see this on our next agenda for discussion and possibly have the City Manager attend the county meeting to advise them of our thoughts on the efficiency code. She adds that they have offered to come to one of our commission meetings to explain as well.

Motion Commissioner Evans to adjourn.
Second Commissioner James.
Mayor Weller adjourned the meeting at 8:00 p.m.

Commission Agenda Item Request Form

MUST BE SUBMITTED TO THE CITY CLERK'S OFFICE BY NOON ON THE WEDNESDAY PRIOR TO THE COMMISSION MEETING

MEETING DATE: **JULY 9, 2015**

SUBJECT: **CONSIDER ORDINANCE 2015-08,** AN ORDINANCE AMENDING SECTION 30-1 OF THE HIGH SPRINGS CODE OF ORDINANCES; REVISING LANGUAGE RELATING TO THE CANDIDATES QUALIFYING PERIOD; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE; AND PROVIDING FOR CODIFICATION.

AGENDA SECTION: **NEW BUSINESS**

DEPARTMENT:

PREPARED BY: **CITY CLERK**

RECOMMENDED ACTION: **ADOPTION OF ORDINANCE 2015-08 ON SECOND AND FINAL READING.**

COST: _____

Summary

THE CITY COMMISSION WILL CONSIDER, ON SECOND AND FINAL READING, AN ORDINANCE AMENDING THE LANGUAGE CONCERNING THE QUALIFYING PERIOD FROM MONDAY THROUGH FRIDAY TO ONE BUSINESS WEEK. THIS ORDINANCE WAS READ AND ADOPTED ON FIRST READING AT THE JUNE 25, 2015 COMMISSION MEETING.

ATTACHMENTS: ORDINANCE 2015-8

REVIEWED BY CITY MANAGER: _____

ORDINANCE NO. 2015-08

AN ORDINANCE AMENDING SECTION 30-1 OF THE HIGH SPRINGS CODE OF ORDINANCES; REVISING LANGUAGE RELATING TO THE CANDIDATES QUALIFYING PERIOD; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE; AND PROVIDING FOR CODIFICATION

WHEREAS, Section 30-1 of the High Springs Code of Ordinances regulates the qualifying for candidates for election in the City of High Springs; and

WHEREAS, the City Commission previously amended Section 30-1 in Ordinance 2007-34 and 2007-34E to amend the codes to comply with State and local regulations regarding qualifying period for candidates; and

WHEREAS, the code currently requires the qualifying period to be for a period of five business days from Monday through Friday; and

WHEREAS, at the time of the enactment of Ordinance 2007-34, the City was open for business five days a week; and

WHEREAS, the City now operates on a four-day work week;

WHEREAS, after proper notice and public hearing, the City Commission has determined that it is prudent to amend the High Springs Code of Ordinances relating the Candidates Qualifying period as the City is no longer open on Friday; and

WHEREAS, the City Commission of the City of High Springs has determined that it is desirable to amend Section 30-1 of the High Springs Code of Ordinances.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF HIGH SPRINGS:

Section 1: Section 30-1 of the High Springs Code of Ordinances entitled "Candidates' Qualifying" is hereby amended to read as follows (words ~~struck through~~ have been deleted, and words underlined have been added):

The city commission shall by separate resolution each year set the qualifying period for candidates running for city commissioner. The resolution shall state the dates and times during which a candidate may qualify with the office of the city clerk. The qualifying period shall be at least 60 days before the election and shall be for a period of one business week~~five business days~~ ~~from Monday through Friday~~. The resolution adopted each year establishing the qualifying period shall be adopted no later than 30 calendar days prior to the established qualifying period shall be adopted no later than 30 calendar days prior to the established qualifying period. The resolution shall each year establish the qualifying fee for candidates.

Section 2: EFFECTIVE DATE. This Ordinance shall take effect upon its passage at second and final reading.

Section 3: PRESERVATION OF RIGHTS AND DUTIES. The repealing provisions of this Ordinance do not affect the rights and duties that matured, penalties that were incurred, or proceedings that were begun before the effective date of the repeal.

Section 4: INCLUSION IN THE CODE, SCRIVENER'S ERROR. It is the intention of the City Commission of the City of High Springs, Florida, and it is hereby provided that the provisions of this Ordinance shall become and made part of the Code of Ordinances of the City of High Springs, Florida; that the sections of this Ordinance may be renumbered or re-lettered to accomplish such intention; and that the word "ordinance" may be changed to "section," "article," or other appropriate designation. The correction of typographical errors which do not affect the intent of the ordinance may be authorized by the City Manager or designee without public hearing, by filing a corrected or re-codified cop of the same with the City.

Section 5: CONFLICT. All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

Section 6: SEVERABILITY. If any section, subsection, sentence, clause, phrase, or portion of this Ordinance or any part of the material adopted herein by reference is for any reason held to be invalid or unconstitutional by the decision of a court of competent jurisdiction, such decision shall not affect the validity of the remaining portions thereof.

First reading was held on the 25th day of June, 2015.

DONE THE SECOND READING, AND ADOPTED ON FINAL PASSAGE, by an affirmative vote of a majority of a quorum present of the City Commission of the City of High Springs, Florida, at a regular meeting, this 9th day of July, 2015.

BY THE MAYOR OF THE CITY OF HIGH SPRINGS, FLORIDA

_____
Sue Weller, Mayor

ATTEST, BY THE CLERK OF THE
CITY COMMISSION OF THE CITY OF
HIGH SPRINGS, FLORIDA:

_____
Jenny L. Parham, City Clerk

APPROVED AS TO FORM AND
LEGALITY:

_____
S. Scott Walker, City Attorney

Commission Agenda Item Request Form

MUST BE SUBMITTED TO THE CITY CLERK'S OFFICE BY NOON ON THE WEDNESDAY PRIOR TO THE COMMISSION MEETING

MEETING DATE: **JULY 9, 2015**

SUBJECT: **CONSIDER ORDINANCE 2015-09,** AN ORDINANCE OF THE CITY OF HIGH SPRINGS ESTABLISHING EXEMPTIONS FROM SOLID WASTE SERVICES; AMENDING SECTION 62-38 OF THE HIGH SPRINGS CODE OF ORDINANCES; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE; AND PROVIDING FOR CODIFICATION.

AGENDA SECTION: **NEW BUSINESS**

DEPARTMENT:

PREPARED BY: **CITY CLERK**

RECOMMENDED ACTION: **ADOPTION OF ORDINANCE 2015-09 ON SECOND AND FINAL READING.**

COST:

Summary

THE CITY COMMISSION WILL CONSIDER AN ORDINANCE, ON SECOND AND FINAL READING, ESTABLISHING EXEMPTIONS FROM SOLID WASTE SERVICES. THIS ORDINANCE WAS READ AND ADOPTED ON FIRST READ AT THE JUNE 25, 2015 COMMISSION MEETING.

ATTACHMENTS: ORDINANCE 2015-9

REVIEWED BY CITY MANAGER: _____

ORDINANCE NO. 2015-09

AN ORDINANCE OF THE CITY OF HIGH SPRINGS ESTABLISHING EXEMPTIONS FROM SOLID WASTE SERVICES; AMENDING SECTION 62-38 OF THE HIGH SPRINGS CODE OF ORDINANCES; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE; AND PROVIDING FOR CODIFICATION

WHEREAS, Chapter 62 of the City of High Springs Code of Ordinances regulates solid waste; and

WHEREAS, Section 62-38 of the Code of Ordinances provides the charges for refuse collection services shall be paid monthly to the city treasurers, who is authorized to include such charge on the regular monthly statements for water services; and

WHEREAS, the City Commission has decided to provide for certain exemptions from the requirements of property owners to pay for solid waste collection services; and

WHEREAS, it is in the best interest of the City of High Springs to offer these exemptions to the citizens of the City of High Springs.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF HIGH SPRINGS:

Section 1: Chapter 62, Section 62-38 of the City of High Springs Code of Ordinances is hereby amended to include the following exemption and be read as follows (words ~~struck through~~ have been deleted, and words underlined have been added):

> The charges for refuse collection services shall be paid monthly to the city treasurer, who is authorized to include such charge on the regular monthly statements for water services. If a property consists of only a vacant lot (no improvements), or if the real property consist of more than 40 consecutive acres, the customer is exempt from mandatory trash services. In addition, upon application to the City Manager or his designee, customers may qualify for vacation status, if the vacation is for an extended period of time, defined as more than six months' absence from the property. In the event of such an extended absence the customer shall pay a reduced rate of $14.15 per month for the City's costs and administrative fees. The City reserves the right to inspect the property to confirm an extended absence.

Section 2: The City of High Springs Commission has not authorized or approved any other exemption from the requirement of solid waste collection services within the City of High Springs.

Section 3: EFFECTIVE DATE. This Ordinance shall take effect upon its passage at second and final reading.

Section 4: PRESERVATION OF RIGHTS AND DUTIES. The repealing provisions of this Ordinance do not affect the rights and duties that matured, penalties that were incurred, or proceedings that were begun before the effective date of the repeal.

Section 5: INCLUSION IN THE CODE, SCRIVENER'S ERROR. It is the intention of the City Commission of the City of High Springs, Florida, and it is hereby provided that the provisions of this Ordinance shall become and made part of the Code of Ordinances of the City of High Springs, Florida; that the sections of this Ordinance may be renumbered or re-lettered to accomplish such intention; and that the word "ordinance" may be changed to "section," "article," or other appropriate designation. The correction of typographical errors which do not affect the intent of the ordinance may be authorized by the City Manager or designee without public hearing, by filing a corrected or re-codified cop of the same with the City.

Section 6: CONFLICT. All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

Section 7: SEVERABILITY. If any section, subsection, sentence, clause, phrase, or portion of this Ordinance or any part of the material adopted herein by reference is for any reason held to be invalid or unconstitutional by the decision of a court of competent jurisdiction, such decision shall not affect the validity of the remaining portions thereof.

First reading was held on the 25th day of June, 2015.

DONE THE SECOND READING, AND ADOPTED ON FINAL PASSAGE, by an affirmative vote of a majority of a quorum present of the City Commission of the City of High Springs, Florida, at a regular meeting, this 9th day of July, 2015.

BY THE MAYOR OF THE CITY OF HIGH SPRINGS, FLORIDA

_____
Sue Weller, Mayor

ATTEST, BY THE CLERK OF THE
CITY COMMISSION OF THE CITY OF
HIGH SPRINGS, FLORIDA:

_____
Jenny L. Parham, City Clerk

APPROVED AS TO FORM AND
LEGALITY:

_____
S. Scott Walker, City Attorney

Commission Agenda Item Request Form

MUST BE SUBMITTED TO THE CITY CLERK'S OFFICE BY NOON ON THE WEDNESDAY PRIOR TO THE COMMISSION MEETING

MEETING DATE: **July 9, 2015**

SUBJECT: **Alachua County Proposed Irrigation Ordinance**

AGENDA SECTION: **New Business**

DEPARTMENT:

PREPARED BY: **Sue Weller**

RECOMMENDED ACTION: **Review and determine City's response to proposed Alachua County Environmental Protection Irrigation Ordinance**

Summary

Alachua County is considering an Ordinance that would apply county wide, including municipalities, requiring a permit for new irrigation installation or substantial irrigation changes, irrigation design standards, and permit fees and penalties. The provisions shall apply to all irrigation systems using water sources, including, but not limited to: reclaimed water, municipal water, well water, surface water, stormwater, gray water, and rainwater. The following are exempted: Bona fide agricultural activities; vegetable gardens and fruit and nut trees; Athletic fields; Golf course play areas; and Cemeteries.

Alachua County will hold a public hearing on this ordinance on July 14, 2015 at 5:00 p.m.

ATTACHMENTS: **Proposed Alachua County Irrigation Ordinance**

REVIEWED BY CITY MANAGER:_____

Alachua County
Board of County Commissioners

Dr. Lee A Niblock, *County Manager*

June 1, 2015

RECEIVED
JUN 8 2015

Ed Booth
High Springs City Manager
110 NW 1st Ave
High Springs, FL 32643

RE: Proposed Alachua County Irrigation Efficiency Code

Dear ~~Mr.~~ Ed Booth,

The Alachua County Environmental Protection (EPD) has drafted an Irrigation Efficiency Code designed to reduce water use by creating design standards for residential irrigation systems. As currently drafted, the proposed ordinance would be implemented by County staff and would apply within municipalities and unincorporated areas within Alachua County, under the authority of Charter Amendment 1 (adopted by the voters in 2000). Landscape irrigation is one of the largest uses of water within Alachua County, and consistent efficiency standards are one strategy to reduce this water use and associated water pollution. IFAS Extension reports that improperly designed irrigation systems can affect public health, waste of natural resources, water pollution (by increasing fertilizer leaching and run off), operator safety, and economic factors (EDIS AE73).

A copy of the draft ordinance is enclosed for your review. Please contact Chris Bird, EPD Director, at 352-264-6801 or Chris@alachuacounty.us if you would like staff to discuss the proposed ordinance at any of your upcoming meetings or if you would like to personally discuss this process. We look forward to working together to protect our groundwater and springs as we collectively reduce our water use.

Sincerely,

Lee

Dr. Lee A. Niblock, CM
County Manager

LN/sg/sg

cc: Chris Bird, EPD Director

12 SE 1st Street ■ Gainesville, Florida 32601 ■ Tel. (352) 374-5204 ■ Fax (352) 338-7363
Manager's E-Mail: lniblock@alachuacounty.us ■ Home Page: www.alachuacounty.us
■ *TDD (352) 374-5284, or call 711 Relay* ■
An Equal Opportunity Employer M.F.V.D.

Alachua County
Board of County Commissioners

ORDINANCE 2015-_____

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF ALACHUA COUNTY, FLORIDA; AMENDING TITLE 7, HEALTH AND SAFETY, CHAPTER 79 OF THE ALACHUA COUNTY CODE OF ORDINANCES RELATING TO IRRIGATION STANDARDS AND CONTROLS BY CREATING CHAPTER 79, ARTICLE II; ESTABLISHING IRRIGATION DESIGN STANDARDS; PROVIDING FOR COUNTY-WIDE IMPLEMENTATION OF IRRIGATION EFFICIENCY STANDARDS; PROVIDING FOR ENFORCEMENT AND PENALTIES; PROVIDING FOR CODIFICATION; REPEALING ANY INCONSISTENT PROVISIONS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Florida Department of Environmental Protection has verified numerous water bodies in Alachua County as impaired by nutrients as outlined in The Florida Watershed Restoration Act, section 403.067, Florida Statutes and the Impaired Surface Waters Rule, Rule 62-303of the *Florida Administrative Code*; and

WHEREAS, the Basin Management Action Plans for the implementation of Total Maximum Daily Loads adopted by Secretarial Order in the Orange Creek Basin and the Santa Fe River Basin set goals for nutrient reductions; and

WHEREAS, Alachua County is partially within the Lower Santa Fe River Basin which has been designated as a Water Supply Planning Region by the Suwannee River Water Management District in the 2010 Water Supply Assessment, as required by section 373.036, Florida Statutes, due to significant declines in the Upper Floridan aquifer potentiometric surface; and

WHEREAS, Alachua County is partially within Region 1 of St Johns River Water Management District's planning region, which groundwater alone cannot supply the projected increase in water demand as stated in the current Draft District Water Supply Plan; and

WHEREAS, Section 373.228, Florida Statutes, recognizes landscape irrigation as a significant source of water use and directs local governments to improve landscape irrigation and design standards; and

WHEREAS, the significant amount of water used by irrigation systems throughout Alachua County causes nutrient run-off to flow from the irrigated land and its surroundings to the County's water supply, where the increased nutrients in the water have an adverse effect on the environment and water quality; and

WHEREAS, Article 1. Section 1.4 of the Alachua County Code of Ordinances authorizes the County to establish countywide standards for the purpose of protecting the environment by prohibiting or regulating water pollution; and

WHEREAS, it is the desire of the Alachua County Board of County Commissioners to reduce nutrient pollution resulting from water use within Alachua County to protect and preserve water resources ; and

WHEREAS, the Alachua County Board of County Commissioners hereby finds and declares that adoption of this ordinance is necessary, appropriate, and in the public interest of citizens of this community.

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF ALACHUA COUNTY, FLORIDA:

SECTION 1. The Board of County Commissioners finds and declares that all statements in the preamble of the ordinance are true and correct.

SECTION 2. Chapter 79, Article II, of the Alachua County Code is hereby created to read:

Sec. 79.10. Intent and Purpose.

It is the intent and purpose of this chapter to promote increased water conservation and improve water quality throughout Alachua County by increasing irrigation efficiency countywide and limiting harmful nutrient run-off.

Sec. 79.11. Territorial Jurisdiction.

In accordance with Section 1.4 of the Alachua County Home Rule Charter, this Article shall be applicable county-wide throughout Alachua County, including within incorporated municipalities. The Alachua County Environmental Protection Department (hereinafter "the Department") shall administer the provisions of this Article countywide unless a municipality has entered into an interlocal agreement with the County transferring administration to the municipality. Nothing herein prevents a municipality from enacting and enforcing additional regulations that are more stringent than this Article.

Sec. 79.12. Applicability.

The provisions of this Article shall apply to all new residential and commercial automatic irrigation systems, whether operated automatically or manually, and substantial modification of existing irrigation systems. The provisions apply to all irrigation systems using water sources, including, but not limited to: reclaimed water, municipal water, well water, surface water, stormwater, gray water, and rainwater. New spray heads added to existing irrigation systems and substantial modifications made to existing irrigation systems shall be subject to the standards established by this Article. The applicability of this Article includes common areas and open space within residential developments, as well as individual landscaped areas. The standards in this Article do not apply to temporary establishment irrigation used for new vegetation. The standards in this Article do not apply to dwellings, landscapes, and irrigation systems that have received Florida Water Star Certification and currently still meet Florida Water Star program requirements. Proof of certification shall be required.

Sec. 79.13. Definitions.

(a) *Automatic irrigation system*. An irrigation system which operates following a preset program entered into an automatic controller.

(b) *Distribution equipment*. The water emitters on irrigation systems, including but not limited to sprinklers, rotors, spray heads and micro-irrigation devices.

(c) *Establishment irrigation*. The temporary use of irrigation for the establishment of new vegetation that is intended to be removed once the plants are established

(d) *Florida Water-Star program*. A program for new residential construction that is intended to provide indoor and outdoor water efficient housing options and help prevent leaks.

(e) *Florida Water Star Certifier*. Person who verifies Florida Water Star[SM] program criteria in accordance with program documents. Certifiers demonstrate sufficient knowledge to verify appropriate subcategories (irrigation, landscape, and plumbing) and have taken the certifier exam, have successfully completed an apprenticeship, and are current with their CEUs per the Florida Water Star program.

(f) *Head to head coverage*. Spacing of sprinkler heads so that each sprinkler throws water to the adjacent sprinkler.

(g) *High volume irrigation*. An irrigation system with a minimum flow rate per emitter of more than 30 gallons per hour (GPH) or higher than 0.5 gallons per minute (GPM). High volume emitter flow rates are usually measured in GPM.

(h) *Irrigation system*. A device or combination of devices having a hose, pipe, or other conduit connected directly to any source of water, or a mixture of water and chemicals, is drawn and applied for residential, commercial or agricultural purposes.

(i) *Irrigation professional*. Any person installing an irrigation system in Alachua County for payment.

(j) *Landscaped area*. The entire parcel less the building footprint, driveways, hardscapes such as decks and patios, and other non-planted areas. Water features are included in the calculation of the landscaped area. Landscaped area includes Florida-Friendly landscaped areas.

(k) *Low volume irrigation*. Any emitter or sprinkler that applies less than 30 GPH or 0.5 GPM.

(l) *Matched precipitation*. Irrigation in which all of the sprinklers in a particular zone apply similar amounts of water to a given area.

(m) *Micro-irrigation*. The frequent application of small quantities of water directly on or below the soil surface or plant root zone, usually as discrete drops, tiny streams, or miniature sprays through emitters placed along the water delivery pipes. Micro-irrigation encompasses a number of methods or concepts, including drip, subsurface, bubbler and micro-spray irrigation, previously known as trickle irrigation. Micro-irrigation is typically a form of low volume irrigation.

(n) *Rain sensor*. A low voltage electrical or mechanical component placed in the circuitry of an automatic irrigation system that is designed to restrict operation of the sprinkler controller when precipitation has reached a pre-set quantity. Examples include soil moisture sensors, weather stations, and rainfall shut off devices.

(o) *Rotors*. Sprinkler heads in lawn areas that provide water as they rotate through a set arc of operation.

(p) *Spray heads*. Irrigation heads that pop up with water pressure and provide a continuous spray pattern throughout a given arc of operation.

(q) *Substantial modification*. Any modification to existing irrigation systems such that 50% or more of the irrigation system is replaced or altered.

Sec. 79.14. Irrigation System Approval Process.

(a) Prior to the installation or substantial modification of an irrigation system, the proposed system must be approved by the Department through the Department approval process. As part of the approval process, an applicant proposing a new irrigation system or a substantial modification of an existing system must provide the Department with the following:

1. The review form;
2. irrigation system sketch;
3. checklist;
4. application review fee; and
5. inspection fee. The inspection fee is waived for irrigation systems that are self-inspected by an authorized irrigation professional or Florida Water Star Certifier as described below. A fee schedule shall be adopted to augment this program.

(b) The irrigation system sketch shall:

1. Indicate existing and proposed driveways, and similar features, and other obstacles.
2. Delineate existing and proposed vegetated groupings such as turf grass, shrubs, and trees.
3. Identify the location of rain sensor devices, sprinkler zone valves, wells, backflow prevention devices, rotor heads, spray heads, low volume irrigation areas, and high volume irrigation areas.

(c) The Department shall take action on any complete application within 30 days of submittal. Installation approval is valid for a period of twelve months from date of its issuance. The Department may, at its discretion, extend this time limit for any reasonable period of time not to exceed an additional six months.

(d) A valid installation approval from the Department must be properly displayed at the job site by the irrigation professional or property owner prior to commencement of work.

Sec. 79.15. Irrigation System Inspection.

(a) New or substantially modified irrigation systems shall be inspected once notified that the irrigation system has been installed.

(i) Irrigation professionals who submit proof of a current Florida Irrigation Specialty Contractor license may obtain authorization from the Department to conduct self-inspections of irrigation systems they install. The Department may revoke an irrigation professional's authorization for self-inspection for failure to comply with this Article, material misstatement or misrepresentation, or failure to pay required approval fees. A licensed irrigation professional may complete the self-inspection process by submitting a completed and endorsed self-inspection checklist, as provided by the Department..

(ii) Florida Water Star Certifiers who submit proof of certification from the Florida Water Star program may obtain authorization from the Department to conduct self-inspections of irrigation systems. The Department may revoke a certifier's authorization for self-inspection for failure to comply with this Article, material misstatement or misrepresentation, or failure to pay required approval fees. A certifier may complete the inspection process by submitting a completed and endorsed self-inspection checklist, as provided by the Department.

Sec. 79.16. Irrigation Design Standards.

(a) Irrigation systems shall be designed as follows:

1) The maximum total irrigated area on residential lots, regardless of lot size, shall not exceed 0.5 acres.

2) High volume irrigation area shall not exceed 60% of the landscaped area. This standard is applicable on residential and commercial lots over 1/8 acre. This requirement applies to common areas and open space in developments. This requirement excludes vegetable gardens and fruit or nut trees on individual lots or community gardens.

3) Narrow areas, four feet or less, shall not be irrigated unless correctly installed low volume irrigation is used.

4) High volume irrigation shall not be used for trees, shrubs, and groundcover beds. Permanent low volume irrigation may be used in these areas, but the County encourages the use of temporary establishment irrigation which may be removed after the vegetation is established.

5) Irrigation zones shall be divided according to vegetated groupings (i.e., turfgrass, shrubs, native plants, trees etc.) and the water requirements of the plants.

6) Sprinkler head types, such as spray heads and rotors, shall not be mixed in the same zone.

7) Distribution equipment in a given zone shall have matched precipitation rates.

8) Rotors and spray sprinkler heads in turfgrass areas shall be spaced to provide head to head coverage.

9) A minimum separation of four inches is required between distribution equipment and the pavement.

10) A minimum separation of 24 inches is required between distribution equipment and buildings and other vertical structures.

11) A rain sensor device shall be required on all irrigation systems to avoid irrigation during periods of sufficient rainfall. The rain sensor device shall consist of an automatic sensing device or switch, which will override the irrigation cycle when adequate rainfall has occurred. It shall be placed where it is exposed to unobstructed natural rainfall and in compliance with section 373.62, Fla. Stat., as amended.

12) Permanent irrigation systems shall be equipped with an automatic control system to, provide the following minimum capabilities:
   a) Ability to be programmed in minutes, by day of week, season, and time of day;
   b) Ability to accommodate multiple start times and programs;
   c) Automatic shut off after adequate rainfall;
   d) Ability to maintain time during power outages for a minimum of three days; and
   e) Operational flexibility to meet applicable year round water conservation requirements and temporary water shortage restrictions.

13) Check valves which are capable of holding a minimum of a five foot head shall be used in low-lying areas to prevent head drainage.

14) Irrigation system equipment shall be installed in accordance with manufacturer's specifications.

15) No direct spray onto walkways, buildings, roadways, and drives.

16) Pipelines shall be designed to provide the system with the appropriate pressure required for maximum irrigation uniformity.

17) All sprinkler heads with spray nozzles (non-rotary) shall be pressure-regulated at the head.

18) All irrigation system underground piping shall have minimum soil cover of six inches.

(b) Compliance with this Article shall not exempt an individual from any other local, state, or federal requirements.

Sec. 79.17. Completion of Installation or Substantial Modification.

(a) The irrigation professional who installs an irrigation system shall conduct final testing and adjustments to achieve design specifications prior to completion of the system and acceptance by the owner or owner's representative. An irrigation professional who installs or performs work on an automatic irrigation system shall test for the correct operation of each rain sensor device or switch on that system. If such devices or switches are not installed in the system or are not in proper operating condition, the irrigation professional shall install new ones or repair the existing ones and confirm that each device or switch is in proper operating condition before completing other work on the system.

(b) Upon completion of the irrigation system, the irrigation professional shall provide the property owner with a copy of site irrigation sketch and checklist, date installed, number of zones, and the installer's names.

Sec. 79.18. Maintenance of Irrigation Systems.

(a) The irrigation professional responsible for installing or substantially modifying an irrigation system shall provide the property owner with a maintenance checklist affixed to or near the controller and accompanied by a recommended maintenance schedule, proper irrigation system settings according to season, recommendations for checking rain sensor device(s), filter cleaning recommendations, and information on the current water restrictions.

(b) Irrigation systems must be inspected for leaks, overspray, maladjusted heads, and heads that may be capped due to changes in the landscape (maturity, changes in plants, etc.) at least once a year by the property owner or hired professional. Rainfall shut off devices may need to be replaced every few years and shall be correctly functioning to be in compliance with this Chapter of the Alachua County Code of Ordinances. Irrigation systems with known leaks shall not be operated until the leaks are repaired, except for testing purposes.

(c) Within 60 days after installation, the irrigation professional or property owner shall adjust the irrigation controller if the system is installed as part of newly established landscaping or requires resetting to operate according to normal, established landscape conditions or irrigation restrictions.

Sec. 79.19. Exemptions.

(a) The following are exempted from the provisions of this Article, but shall follow applicable Florida Friendly Best Management Practices for Protection of Water Resources by the Green Industries:

1. Bona fide agricultural activities;
2. Vegetable gardens and fruit and nut trees;
3. Athletic fields;
4. Golf course play areas; and
5. Cemeteries.

Sec. 79.20. Enforcement.

The provisions of this chapter may be enforced using the code enforcement board process of Chapter 162, part 1, Florida Statutes, or the civil citation process of Chapter 162, part II, Florida Statutes, Chapter 24, Alachua County Code, or any other mechanism of enforcement as provided by law. Violation of any provision of this chapter shall be subject to penalties as provided in Chapter 24, Alachua County Code or any other penalty available at law or equity.

Sec. 79.30. Penalties

a) Violation of any provision of this Ordinance shall be subject to penalties as provided in Chapter 24, Alachua County Code.

SECTION 2. Section 24.16 Exhibit A, Alachua County Code, is hereby amended to add the following to the schedule of penalties for codes administered by the County's Environmental Protection Department:

Environmental Protection Department

Code or Ordinance	Section	Section this Volume	Description	Class	Penalty
15-	2	79.14	Failure to comply with Irrigation System Approval Process	III	$125
	2	79.16	Failure to comply with Design Standards	III	$125
	2	79.17	Failure to comply with Completion of Installation or Substantial Modification	II	$75
	2	79.18	Failure to comply with Maintenance requirements	II	$75

SECTION 3. Repealing Clause. All ordinances or portions thereof in conflict herwith are, to the extent of such conflict, herby repealed.

SECTION 4. Severability. It is the declared intent of the Board of County Commissioners that, if any section, subsection, sentence, clause, phrase, word or provision of this ordinance, or the application of this ordinance to any person or circumstance, is held invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not be so construed as to render invalid or unconstitutional the remaining provisions of this ordinance and, to this end, the provisions of this ordinance are declared severable.

SECTION 5. Inclusion in the Code. It is the intent of the Board of County Commissioners of Alachua County, Florida, and it is hereby provided that the provisions of this ordinance shall become and be made part of the Alachua County Code of Ordinances of Alachua County, Florida; that the Code may be renumbered or relettered to accomplish this intent and that the word "ordinance" may be changed to "section", "article", or other appropriate designation.

SECTION 7. Modification. It is the intent of the Board of County Commissioners that the provisions of this ordinance may be modified as a result of considerations that may arise during public hearings. Such modifications shall be incorporated into the final version of the ordinance adopted by the Board and filed by the Clerk to the Board.

SECTION 8. Effective Date. A certified copy of this ordinance shall be filed with the Department of State by the Clerk of the Board of County Commissioners within ten days after enactment by the Board of County Commissioners, and shall take effect January 1, 2016.

- - - - - LOCAL EXECUTION PROVISIONS - - - - -

Commission Agenda Item Request Form

MUST BE SUBMITTED TO THE CITY CLERK'S OFFICE BY NOON ON THE WEDNESDAY PRIOR TO THE COMMISSION MEETING

MEETING DATE: **JULY 9, 2015**

SUBJECT: **CONSIDER RESOLUTION 2015 – G, A RESOLUTION OF THE CITY OF HIGH SPRINGS, FLORIDA; RELATING TO THE PROVISION OF FIRE SERVICES, FACILITIES AND PROGRAMS IN THE CITY OF HIGH SPRINGS, FLORIDA; ESTABLISHING THE RATE OF ASSESSMENT; IMPOSING FIRE SERVICES ASSESSMENTS AGAINST ASSESSED PROPERTY LOCATED WITHIN THE CITY OF HIGH SPRINGS FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2015; APPROVING THE ASSESSMENT ROLL; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; PROVIDING AN EFFECTIVE DATE.**

AGENDA SECTION: **NEW BUSINESS**

DEPARTMENT: **FIRE**

PREPARED BY: **JENNY L. PARHAM**

RECOMMENDED ACTION: **ADOPTION OF RESOLUTION 2015-G.**

Summary

IN COMPLIANCE WITH FIRE ASSESSMENT GUIDELINES, THE CITY COMMISSION MUST ESTABLISH THE FIRE SERVICES RATE EACH YEAR. THE PRELIMINARY ASSESSMENT RESOLUTION WAS ADOPTED ON MAY 28TH AT THE $90.00 PER RESIDENCE RATE. THE COMMISSION WILL NOW CONSIDER RESOLUTION 2015 – G WHICH WILL ADOPT THE FINAL RATE OF ASSESSMENT.

ATTACHMENTS: **RESOLUTION 2015-G**

REVIEWED BY CITY MANAGER:_____

RESOLUTION 2015 - G

A RESOLUTION OF THE CITY OF HIGH SPRINGS, FLORIDA; RELATING TO THE PROVISION OF FIRE SERVICES, FACILITIES AND PROGRAMS IN THE CITY OF HIGH SPRINGS, FLORIDA; ESTABLISHING THE RATE OF ASSESSMENT; IMPOSING FIRE SERVICES ASSESSMENTS AGAINST ASSESSED PROPERTY LOCATED WITHIN THE CITY OF HIGH SPRINGS FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2015; APPROVING THE ASSESSMENT ROLL; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; PROVIDING AN EFFECTIVE DATE

WHEREAS, the City Commission of High Springs, Florida (the "City Commission"), has enacted Ordinance 2008-26 (the "Ordinance"), which authorizes the imposition of Fire Services Assessments for fire services, facilities and programs against Assessed Property located within the incorporated area of the City; and

WHEREAS, the imposition of a Fire Services Assessment for fire services, facilities and programs each Fiscal Year is an equitable and efficient method of allocating and apportioning the Fire Services Assessed Costs among parcels of Assessed Property; and

WHEREAS, the City Commission desires to continue its Fire Services Assessment program and impose a Fire Services Assessment in the City using the procedures provided by the Ordinance for the Fiscal Year beginning October 1, 2014; and

WHEREAS, the City Commission, on May 28, 2015, adopted Resolution 2015-F (the "Preliminary Rate Resolution"); and

WHEREAS, the Preliminary Rate Resolution contains and references a brief and general description of the fire services, facilities and programs to be provided to Assessed Property; describes the method of apportioning the Fire Services Assessed Costs to compute the Fire Services Assessment for fire services, facilities and programs against Assessed Property; estimates the rates of assessment; and directs the preparation of the Assessment Roll and provision of the notice required by the Ordinance; and

WHEREAS, in order to impose Fire Services Assessments for the Fiscal Year beginning October 1, 2015, the Ordinance requires the City Commission to adopt an Annual Assessment Resolution which establishes the rates of assessment and approves the Assessment Roll for the upcoming Fiscal Year, with such amendments as the City Commission deems appropriate, after hearing comments and objections of all interested parties; and

WHEREAS, the Assessment Roll has heretofore been made available for inspection by the public, as required by the Ordinance; and

WHEREAS, notice of a public hearing has been published as required by the terms of the Ordinance, which provides notice to each property owner proposed to be assessed of the owner's opportunity to be heard; the proof of publication being attached hereto as Appendix A; and

WHEREAS, a public hearing was held on July 9, 2015, and comments and objections of all interested persons have been heard and considered as required by the terms of the Ordinance.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF HIGH SPRINGS, FLORIDA AS FOLLOWS:

SECTION ONE. AUTHORITY. This resolution is adopted pursuant to the provisions of Ordinance 2008-26, Resolution 2008-K, Resolution 2008-L, Resolution 2012-I, Article VIII, Section 2, Florida Constitution, sections 166.021 and 166.041, Florida Statues, and other applicable provisions of law.

SECTION TWO. DEFINITIONS AND INTERPRETATION. This resolution constitutes the Annual Assessment Resolution as defined in the Ordinance. All capitalized words and terms not otherwise defined herein shall have the meanings set forth in the Ordinance, the 2008 Initial Assessment Resolution, the 2008 Final Assessment Resolution or the Preliminary Rate Resolution. Unless the context indicates otherwise, words imparting the singular number include the plural number and vice versa.

SECTION THREE. IMPOSITION OF FIRE SERVICES ASSESSMENTS.

(A) The parcels of Assessed Property described in the Assessment Roll, which is hereby approved, are hereby found to be specially benefited by the provision of the fire services, facilities and programs described or referenced in the Preliminary Rate Resolution in the amount of the Fire Services Assessment set forth in the Assessment Roll, a copy of which was present or available for inspection at the above referenced public hearing and is incorporated herein by reference. It is hereby ascertained, determined, and declared that each parcel of Assessed Property located within the City will be specially benefited by the City's provision of fire services, facilities and programs in an amount not less than the Fire Services Assessment imposed against such parcel, computed in the manner set forth in the Preliminary Rate Resolution. Adoption of this Annual Assessment Resolution constitutes a legislative determination that all parcels assessed derive a special benefit in a manner consistent with the legislative declarations, determinations and findings as set forth in the Ordinance, the 2008 Initial Assessment Resolution, the 2008 Final Assessment Resolution and the Preliminary Rate Resolution, from the fire services, facilities and programs to be provided, and a legislative

determination that the Fire Services Assessments are fairly and reasonably apportioned among the properties that receive the special benefit as set forth in the Preliminary Rate Resolution.

(B) The method for computing Fire Services Assessments described and referenced in the Preliminary Rate Resolution is hereby approved. The Parcel Apportionment methodology described in Appendix E of the 2008 Initial Assessment Resolution, and adopted in Section 7 of the Preliminary Rate Resolution is hereby approved.

(C) For the Fiscal Year beginning October 1, 2014, the estimated Fire Services Assessed Costs to be assessed is $247,860. The Fire Services Assessments to be assessed and apportioned among benefited parcels pursuant to the Cost Apportionment and Parcel Apportionment to generate the estimated Fire Services Assessed Costs for the Fiscal Year commencing October 1, 2015, are hereby established as follows:

RESIDENTIAL PROPERTY USE CATEGORIES	Rate Per Dwelling Unit
Residential	$90.00
NON-RESIDENTIAL PROPERTY USE CATEGORIES	Rate Per Square Foot (capped at 40,000 sq ft)
Commercial	$0.04
Industrial/Warehouse	$0.01
Institutional	$0.07

(D) As authorized by Section 2.05 of the Ordinance, the Maximum Assessment Rates that can, but are not required to, be assessed and apportioned among benefited parcels in future fiscal years without additional notice to the Owners of each parcel of property as required by the Ordinance are hereby established as follows:

RESIDENTIAL PROPERTY USE CATEGORIES	Rate Per Dwelling Unit
Residential	$112.00
NON-RESIDENTIAL PROPERTY USE CATEGORIES	Rate Per Square Foot (capped at 40,000 sq ft)
Commercial	$0.05
Industrial/Warehouse	$0.01
Institutional	$0.08

(D) The above rates of assessment are hereby approved. Fire Services Assessments for fire services, facilities and programs in the amounts set forth in the Assessment Roll, as herein

approved, are hereby levied and imposed on all parcels of Assessed Property described in such Assessment Roll for the Fiscal Year beginning October 1, 2015.

(E) As authorized in Section 2.13 of the Ordinance, Interim Fire Services Assessments shall be imposed against all property for which a Building Permit is issued after the adoption of this Annual Assessment Resolution based on the rates of assessment approved herein.

(F) No Fire Services Assessments shall be imposed upon Buildings located on a parcel of Institutional Property whose Building use is wholly exempt from ad valorem taxation under Florida Law. However, pursuant to Section C of Appendix A of the Preliminary Rate Resolution, Government Property that is owned by federal mortgage entities, such as the VA and HUD, due to foreclosures is not serving a governmental purpose nor providing a public benefit but is instead being held by these federal governmental mortgage entities in a proprietary capacity, and shall not be exempt from the Fire Services Assessment.

(G) Any shortfall in the expected Fire Services Assessment proceeds due to any reduction or exemption from payment of the Fire Services Assessments required by law or authorized by the City Commission shall be supplemented by any legally available funds, or combination of such funds, and shall not be paid for by proceeds or funds derived from the Fire Services Assessments.

(H) Fire Services Assessments shall constitute a lien upon the Assessed Property so assessed equal in rank and dignity with the liens of all state, county, district or municipal taxes and other non-ad valorem assessments. Except as otherwise provided by law, such lien shall be superior in dignity to all other liens, titles and claims, until paid.

(I) The Assessment Roll, as herein approved, together with the correction of any errors or omissions as provided for in the Ordinance, shall be delivered to the Tax Collector for collection using the tax bill collection method in the manner prescribed by the Ordinance. The Assessment Roll, as delivered to the Tax Collector, shall be accompanied by a Certificate to Non-Ad Valorem Assessment Roll in substantially the form attached hereto as Appendix B.

SECTION FOUR. CONFIRMATION OF PRELIMINARY RATE RESOLUTION. The Preliminary Rate Resolution is hereby confirmed.

SECTION FIVE. EFFECT OF ADOPTION OF RESOLUTION. The adoption of this Annual Assessment Resolution shall be the final adjudication of the issues presented (including, but not limited to, the determination of special benefit and fair apportionment to the Assessed Property, the method of apportionment and assessment, the rate of assessment, the Assessment Roll and the levy and lien of the Fire Services Assessments), unless proper steps shall be initiated in a court of competent jurisdiction to secure relief within 20 days from the date of this Annual Assessment Resolution.

SECTION SIX. 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 SEVEN. CONFLICTS. Any Resolution or parts of resolutions in conflict herewith, shall be and the same are hereby repealed to the extent of such conflict.

SECTION EIGHT. EFFECTIVE DATE. This Annual Assessment Resolution shall become effective immediately upon passage and adoption this 9th day of July, 2015.

PASSED AND ADOPTED on this 9th day of July, 2015.

CITY OF HIGH SPRINGS, FLORIDA

By: _____
SUE WELLER
MAYOR

Attest:

(SEAL)

By: _____
JENNY L. PARHAM
CITY CLERK

APPENDIX A

PROOF OF PUBLICATION

APPENDIX B

CERTIFICATE TO NON-AD VALOREM ASSESSMENT ROLL

CERTIFICATE TO NON-AD VALOREM ASSESSMENT ROLL

I HEREBY CERTIFY that: I am the Mayor of the City of High Springs, Florida, or authorized agent of the City of High Springs, Florida (the "City"); as such I have satisfied myself that all property included or includable on the non-ad valorem assessment roll for fire services assessments (the "Non-Ad Valorem Assessment Roll") for the City is properly assessed so far as I have been able to ascertain; and that all required extensions on the above described roll to show the non-ad valorem assessments attributable to the property listed therein have been made pursuant to law. The tax roll contains a parcel count of _____, and a total assessment of $_____.

I FURTHER CERTIFY that, in accordance with the Uniform Assessment Collection Act, this certificate and the herein described Non-Ad Valorem Assessment Roll will be delivered to the Alachua County Tax Collector by September __, 2015.

IN WITNESS WHEREOF, I have subscribed this certificate and directed the same to be delivered to the Alachua County Tax Collector and made part of the above described Non-Ad Valorem Assessment Roll this _____ day of September, 2015.

City of High Springs, Florida

_____
SUE WELLER
MAYOR

Attest:

(SEAL)

By: _____
JENNY L. PARHAM
CITY CLERK

Commission Agenda Item Request Form

MUST BE SUBMITTED TO THE CITY CLERK'S OFFICE BY NOON ON THE WEDNESDAY PRIOR TO THE COMMISSION MEETING

MEETING DATE: **JULY 09, 2015**

SUBJECT: **CONSIDER RESOLUTION 2015 – H**

AGENDA SECTION: **NEW BUSINESS**

DEPARTMENT: **CITY CLERK**

PREPARED BY: **JENNY L. PARHAM**

RECOMMENDED ACTION: **ADOPTION OF RESOLUTION 2015 - H.**

Summary

EACH YEAR THE CITY MUST ADOPT A RESOLUTION ESTABLISHING A QUALIFYING PERIOD, FORMALIZING AN ELECTION DATE AND SETTING QUALIFYING FEES. RESOLUTION 2015-H SETS THE ELECTION DATE AS NOVEMBER 3, 2015 WITH THE QUALIFYING PERIOD AS AUGUST 17 – 20, 2015. CANDIDATES MAY THEN QUALIFY FOR SEATS #4 AND #5.

ATTACHMENTS: **RESOLUTION 2015 – H.**

REVIEWED BY CITY MANAGER:_____

RESOLUTION 2015 - H

A RESOLUTION SETTING THE ELECTION TO FILL CITY COMMISSION SEATS NUMBER 4 & 5 IN THE CITY OF HIGH SPRINGS; DESIGNATING THE ELECTION FOR THE 3RD DAY OF NOVEMBER, 2015, SETTING THE QUALIFYING PERIOD; SETTING THE QUALIFYING FEES; PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, Section 4.05 of the Charter of the City of High Springs provides that regular elections of Commissioners shall be held on the same date as the regular state and federal general election; and

WHEREAS, Section 4.03 of the Charter of the City of High Springs provides that candidates for the Office of City Commission shall qualify by filing a written notice of candidacy with the City Clerk at such time and in such manner as may be prescribed by ordinance; and

WHEREAS, Section 30-1 of the High Springs Code of Ordinances (as amended by Ordinance 2007-34), provides that the City Commission shall by separate resolution each year set the qualifying period for candidates running for City Commissioner, which qualifying period shall be at least 60 days before the election and shall be for a period of five business days from Monday through Friday; and

WHEREAS, Section 30-1 of the High Springs Code of Ordinances (as amended by Ordinance 2007-34) provides that the resolution adopted each year establishing the qualifying period shall be adopted no later than 30 calendar days prior to the established qualifying period, and further provides that the resolution shall each year establish the qualifying fee for candidates; and

WHEREAS, two City Commission seats (#4 & #5) are open for election in 2015.

NOW THEREFORE BE IT RESOLVED BY THE HIGH SPRINGS CITY COMMISSION THAT:

SECTION ONE: ELECTION DATE. The City Commission hereby sets the election to fill two City Commission seats #4 & #5 on the 3rd day of November, 2015. The successful candidates shall serve a regular three (3) year term pursuant to the Charter of the City of High Springs.

SECTION TWO: QUALIFICATION. Candidates may qualify to run for election to the said City Commission seats by filing with the City Clerk of the City of High Springs during regular business hours, from Monday, August 17, 2015, through Thursday, August 20, 2015.

SECTION THREE: QUALIFYING FEES. Each candidate for the office of City Commissioner shall pay the required qualifying fee as prescribed in State election regulations.

SECTION FOUR: This Resolution shall become effective upon passage.

PASSED in regular session of the High Springs City Commission on this 9th day of July, 2015.

CITY OF HIGH SPRINGS, FLORIDA

ATTEST:

Jenny L. Parham, City Clerk

Sue Weller, Mayor

(Seal)

Commission Agenda Item Request Form

MUST BE SUBMITTED TO THE CITY CLERK'S OFFICE BY NOON ON THE WEDNESDAY PRIOR TO THE COMMISSION MEETING

MEETING DATE: **JULY 9, 2015**

SUBJECT: **CONSIDER ORDINANCE 2015-10, AN ORDINANCE OF THE CITY OF HIGH SPRINGS PROVIDING CONSENT FOR THE ENTIRE CORPORATE LIMITS OF THE CITY OF HIGH SPRINGS, FLORIDA, TO BE INCLUDED IN A NON-AD VALOREM ASSESSMENT FOR A MUNICIPAL SERVICE BENEFIT UNIT CREATED BY ALACHUA COUNTY FOR THE PROVISION OF SOLID WASTE MANAGEMENT COSTS; PROVIDING CONDITIONS FOR THE CONSENT; PROVIDING THAT THE CONSENT IS AUTOMATICALLY RENEWED UNTIL TERMINATED; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE.**

AGENDA SECTION: **NEW BUSINESS**

DEPARTMENT:

PREPARED BY: **JENNY L. PARHAM**

RECOMMENDED ACTION: **ADOPTION OF ORDINANCE 2015-10 ON FIRST READING.**

Summary

IN 2008 THE CITY COMMISSION ADOPTED AN ORDINANCE CONSENTING TO THE CITY'S INCLUSION IN THE MUNICIPAL SERVICE BENEFIT UNIT FOR NON-AD VALOREM SPECIAL ASSESSMENT FOR SOLID WASTE MANAGEMENT COSTS. THE INCLUSION IS SET TO EXPIRE SEPTEMBER 30, 2015. ALACHUA COUNTY IS REQUESTING THE CITY ADOPT AN ORDINANCE WHICH WILL RENEW ANNUALLY UNLESS THE CITY ADOPTS AN ORDINANCE ABANDONING ITS CONSENT BY MAY 1ST PRECEDING THE FISCAL YEAR FOR WHICH CONSENT IS BEING WITHDRAWN. THIS ORDINANCE IS BEING PRESENTED FOR FIRST READING.

ATTACHMENTS: **ORDINANCE 2015-10**

REVIEWED BY CITY MANAGER:_____

ORDINANCE NO. 2015-10

AN ORDINANCE OF THE CITY OF HIGH SPRINGS PROVIDING CONSENT FOR THE ENTIRE CORPORATE LIMITS OF THE CITY OF HIGH SPRINGS, FLORIDA, TO BE INCLUDED IN A NON-AD VALOREM ASSESSMENT FOR A MUNICIPAL SERVICE BENEFIT UNIT CREATED BY ALACHUA COUNTY FOR THE PROVISION OF SOLID WASTE MANAGEMENT COSTS; PROVIDING CONDITIONS FOR THE CONSENT; PROVIDING THAT THE CONSENT IS AUTOMATICALLY RENEWED UNTIL TERMINATED; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE

WHEREAS, pursuant to §197.3632, Florida Statutes, Alachua County has advertised a notice of intent to use the uniform method of collecting non-ad valorem assessments throughout the County to fund a portion of the cost of solid waste management in both the incorporated and unincorporated areas of the County and has adopted a resolution stating its intent as set forth in the advertisement; and

WHEREAS, pursuant to §125.01(1)(q), Florida Statutes, the County is authorized to establish a municipal service benefit unit for any part or all of the unincorporated area of the county for the purpose of providing for solid waste management services; and

WHEREAS, pursuant to §125.01(1)(q), Florida Statutes, a municipal service benefit unit can be extended to include a municipality with the consent of the governing body of the municipality given either annually or for a term of years; and

WHEREAS, by Ordinance 97-4, the County crated the Municipal Service Benefit Unit for solid waste management to include property within a municipality with the consent of the municipality; and

WHEREAS, at least 10 days notice has been given once by publication in a newspaper of general circulation notifying the public of this proposed ordinance and of a Public Hearing; and

WHEREAS, a Public Hearing was held on July 23, 2015, pursuant to the published notice described at which hearing the parties in interest and all others had an opportunity to be and were, in fact, heard; and

WHEREAS, the City Commission previously adopted Ordinance 2012-08, wherein the City provided consent for the non-ad valorem assessment for three years, 2012 through 2015; and

WHEREAS, it is in the best interest of the City of High Springs to adopt this Ordinance.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF HIGH SPRINGS:

Section 1: Subject to the conditions provided in this Ordinance, the City Commission of the City of High Springs, as the City's governing body, consents to the inclusion of the City in the municipal service benefit unit for non-ad valorem special assessment for the provision of solid waste management as stated in Alachua County Resolution No. 14-126 adopted on or about December 9, 2014, a copy of

which is attached as **Exhibit A.**

Section 2: This consent is granted subject to the following conditions:

1. The total assessment in both the incorporated and unincorporated areas of the county does not exceed the maximum amount to be collected from the assessment which is established by the County's initial rate resolution, which amount covers the costs historically included in the County's landfill tipping fee for the County's hazardous waste program, waste alternatives office, and partial cost of the rural collection centers, plus administration and billing costs associated with the assessment; and
2. All residences in the mandatory collection area of the unincorporated area and incorporated areas of the county are assessed equally; and
3. All non-residential property in the unincorporated area and incorporated area of the county are assessed an amount based on factors other than their location in an incorporated or incorporated area; and
4. That the benefit of the programs provided for by this assessment equals or exceeds the amount assessed; and
5. This consent does not apply to assessments for collection, disposal, or recycling costs other than specifically provided herein.

Section 3: EFFECTIVE DATE. This Ordinance shall take effect upon its passage at second and final reading.

Section 4: CONSENT. Request and consent of the City of High Springs is given to the County by this Ordinance and shall be deemed given in advance for each fiscal year hereafter and shall be automatically renewed for each succeeding fiscal year unless such request and consent is subsequently withdrawn as provided herein. Request and consent shall be irrevocable for any fiscal year in which the subject assessment is levied by the County within the incorporated area. The City of High Springs may only withdraw such consent for any subsequent fiscal year by adopting an ordinance abandoning its consent and providing a certified copy of the such ordinance to the County prior to May 1 preceding the fiscal year for which consent is being withdrawn.

Section 5: PRESERVATION OF RIGHTS AND DUTIES. The repealing provisions of this Ordinance do not affect the rights and duties that matured, penalties that were incurred, or proceedings that were begun before the effective date of the repeal.

Section 6: INCLUSION IN THE CODE, SCRIVENER'S ERROR. It is the intention of the City Commission of the City of High Springs, Florida, and it is hereby provided that the provisions of this Ordinance shall become and made part of the Code of Ordinances of the City of High Springs, Florida;

that the sections of this Ordinance may be renumbered or re-lettered to accomplish such intention; and that the word "ordinance" may be changed to "section," "article," or other appropriate designation. The correction of typographical errors which do not affect the intent of the ordinance may be authorized by the City Manager or designee without public hearing, by filing a corrected or re-codified cop of the same with the City.

Section 7: CONFLICT. All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

Section 8: SEVERABILITY. If any section, subsection, sentence, clause, phrase, or portion of this Ordinance or any part of the material adopted herein by reference is for any reason held to be invalid or unconstitutional by the decision of a court of competent jurisdiction, such decision shall not affect the validity of the remaining portions thereof.

First reading was held on the _____ day of _____2015.

DONE THE SECOND READING, AND ADOPTED ON FINAL PASSAGE, by an affirmative vote of a majority of a quorum present of the City Commission of the City of High Springs, Florida, at a regular meeting, this _____ day of _____, 2015.

BY THE MAYOR OF THE CITY OF HIGH SPRINGS, FLORIDA

_____
Sue Weller, Mayor

ATTEST, BY THE CLERK OF THE
CITY COMMISSION OF THE CITY OF
HIGH SPRINGS, FLORIDA:

_____
Jenny L. Parham, City Clerk

APPROVED AS TO FORM AND
LEGALITY:

_____
S. Scott Walker, City Attorney

EXHIBIT "A"

RESOLUTION 14-126

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ALACHUA COUNTY, FLORIDA, ELECTING TO USE THE UNIFORM METHOD OF COLLECTING NON-AD VALOREM ASSESSMENTS FOR SOLID WASTE COLLECTION, DISPOSAL, RECYCLING AND MANAGEMENT; AND FOR COMMUNITY MAINTENANCE IN THE SUGARFOOT OAKS/CEDAR RIDGE PRESERVATION AND ENHANCEMENT DISTRICT; INDICATING INTENT TO LEVY SUCH NON-AD VALOREM ASSESSMENTS AGAINST IMPROVED PROPERTY THROUGHOUT ALACHUA COUNTY, INCLUDING THE INCORPORATED AND UNINCORPORATED AREAS OF THE COUNTY; STATING A NEED FOR SUCH LEVY; PROVIDING FOR THE DISTRIBUTION OF CERTIFIED COPIES OF THIS RESOLUTION; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Board of County Commissioners of Alachua County, Florida (hereinafter, the "Board"), finds that the proper collection, disposal, recycling and management of solid waste is necessary for the health, safety, and welfare of the citizens of Alachua County, Florida; and,

WHEREAS, the Board, established the Sugarfoot Oaks/Cedar Ridge Preservation and Enhancement District, to further neighborhood preservation and revitalization; and

WHEREAS, Chapter 403, ***Florida Statutes***, the Alachua County Charter, Section 125.01, ***Florida Statutes***, Chapters 71 and 75, Alachua County Code, and other applicable provisions of law authorize the imposition of a non-ad valorem assessment against improved properties within the boundaries of Alachua County for collection, disposal, recycling and management of solid waste and for community maintenance in the Sugarfoot Oaks/Cedar Ridge Preservation and Enhancement District; and,

Exhibit "C" and incorporated herein by reference.

2. That the County hereby determines that the levy of the assessments is needed to fund the cost of collection, disposal, recycling and management of solid waste and to fund the cost of community maintenance within the non-ad valorem assessment areas.

3. That, upon adoption of this resolution, the County Manager is hereby directed to transmit a certified copy of this resolution by United States mail to the State of Florida Department of Revenue, the Alachua County Tax Collector, and the Alachua County Property Appraiser on or before January 10, 2015.

4. This Resolution shall take effect immediately upon its adoption.

DULY ADOPTED in regular session, this 9th day of December, A.D., 2014.

BOARD OF COUNTY COMMISSIONERS OF ALACHUA COUNTY, FLORIDA

By: _____
Charles S. Chestnut, IV, Chair
Board of County Commissioners

ATTEST:

_____
J. K. Irby, Clerk

(SEAL)

APPROVED AS TO FORM

_____
Alachua County Attorney

PROPOSED RATES FOR SOLID WASTE MANAGEMENT ASSESSMENT
Fiscal Year 2015-2016
5/20/15 12:23 PM

RESIDENTIAL:

Assess. Code	Description	Rate per Unit
0710	Residential	16.47
0720	Com.Coll.Res.	15.92
0730	Non-mand. (RCC) Res.	11.21

COMMERCIAL:

Assess. Code	Description	Range of Tonnage Generated	Rate per Parcel
0801	Commercial	0-4.9	12.99
0802	Commercial	5-9.9	39.49
0803	Commercial	10-19.9	79.24
0804	Commercial	20-29.9	132.24
0805	Commercial	30-39.9	185.24
0806	Commercial	40-49.9	238.24
0807	Commercial	50-74.9	330.99
0808	Commercial	75-99.9	463.49
0809	Commercial	100-149.9	662.25
0810	Commercial	150-199.9	927.25
0811	Commercial	200-499.9	1,854.76
0812	Commercial	500-999.9	3,974.80
0813	Commercial	1,000-1,899.9	7,684.85
0814	Commercial	1,900-	17,025.00

SOLID WASTE MANAGEMENT ASSESSMENT

What is the specific benefit to each class of property?

- Waste Alternatives provides public information concerning source reduction and separation, recycling, composting, household hazardous waste and litter prevention. Specializes in education for kindergarten through post secondary students, residents, businesses and institutions. Additional services include performing waste audits for businesses and institutions, designing commercial and multifamily recycling programs and conducting special recycling events. All activities are county-wide and include all municipalities. **This program is a benefit to Residential and Commercial Property.**

- Environmental Protection program provides collection, recycling and disposal of household hazardous waste. In addition, provides hazardous waste clean-up project management, field inspections for environmental regulatory compliance, appointment-based hazardous waste collection and technical assistance to the County's Waste Management Division. All activities are countywide and include all municipalities. **Approximately 32 percent of the cost of this program is a benefit to Commercial Property, and approximately 68 percent is a benefit to Residential Property.**

- Rural Collection Centers provide drop-off sites for residential solid waste, recycling and household hazardous waste. All activities are countywide and include all municipalities. The Rural Collection Centers are funded through two sources. Approximately 64 percent of the funds come from the existing rural collection center assessment and about 36 percent from solid waste management assessment. The proportion from each funding source is based upon a periodic survey of users of the collection centers to determine what percentage are rural residents as compared to municipal and County mandatory residents. **This program is a benefit to Residential Property.**

- Solid Waste Management Facilities Maintenance and Monitoring Program. Maintaining, Operating and Monitoring Solid Waste Management Facilities known as "closed landfills" and the property intended for future Solid Waste Management Facilities known as Balu Forest, as well as certain shared utilities costs, is provided by the Solid Waste Engineering section. **This program is a benefit to Residential and Commercial Property.**

ORDINANCE 2012-08

AN ORDINANCE PROVIDING CONSENT FOR THE ENTIRE CORPORATE LIMITS OF THE CITY OF HIGH SPRINGS, FLORIDA, TO BE INCLUDED IN A NON-AD VALOREM ASSESSMENT FOR A MUNICIPAL SERVICE BENEFIT UNIT CREATED BY ALACHUA COUNTY FOR THE PROVISION OF SOLID WASTE MANAGEMENT COSTS; PROVIDING CONDITIONS FOR THE CONSENT; PROVIDING THAT THE CONSENT IS FOR THREE YEARS; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE

WHEREAS, pursuant to §197.3632, Florida Statutes, Alachua County has advertised a notice of intent to use the uniform method of collecting non-ad valorem assessments throughout the County to fund a portion of the cost of solid waste management in both the incorporated and unincorporated areas of the County and has adopted a resolution stating its intent as set forth in the advertisement; and

WHEREAS, pursuant to §125.01(1)(q), Florida Statutes, the County is authorized to establish a municipal service benefit unit for any part or all of the unincorporated area of the county for the purpose of providing for solid waste management services; and

WHEREAS, pursuant to §125.01(1)(q), Florida Statutes, a municipal service benefit unit can be extended to include a municipality with the consent of the governing body of the municipality given either annually or for a term of years; and

WHEREAS, at least 10 days notice has been given once by publication in a newspaper of general circulation notifying the public of this proposed ordinance and of a Public Hearing; and

WHEREAS, a Public Hearing was held on June 28, 2012, pursuant to the published notice described at which hearing the parties in interest and all others had an opportunity to be and were, in fact, heard;

NOW THEREFORE BE IT ORDAINED BY THE HIGH SPRINGS CITY COMMISSION THAT:

SECTION 1: Subject to the conditions provided in this ordinance, the City Commission of the City of High Springs, as the City's governing body, consents to the inclusion of the City in the municipal service benefit unit for a non-ad valorem special assessment for the provision of solid waste management as stated in Alachua County Resolution no. 09-135 adopted on December 8, 2009, a copy of which is attached as Exhibit "A".

SECTION 2: This consent is granted subject to the following conditions: 1) the total assessment in both the incorporated and unincorporated areas of the county does not exceed the maximum amount to be collected from the assessment which is established by the County's initial rate resolution, which amount covers the costs historically included in the County's landfill tipping fee for the County's hazardous waste program, waste alternatives office, and partial cost of the rural collection centers, plus administration and billing costs associated with the assessment; 2) all residences in the mandatory collection area of the unincorporated area and incorporated areas of the county are assessed equally; 3) all non-residential property in the unincorporated area and incorporated areas of the county are assessed an amount based on factors other than their location in an incorporated or unincorporated area; and 4) that the benefit of the programs provided for by this assessment equals or exceeds the amount assessed. This consent does not apply to assessments for collection, disposal or recycling costs other than specifically provided herein.

SECTION 3: This consent is granted only for the assessments to be billed in November of the years 2013, 2014 and 2015 for services rendered from October 1, 2012, to September 30, 2013; October 1, 2013 to September 30, 2014; and October 1, 2014 to September 30, 2015, respectively.

SECTION 4: This ordinance shall become effective immediately upon final adoption.

PASSED AND ADOPTED in regular session of the High Springs City Commission this 28th day of June, 2012.

First Reading: June 14, 2012
Second Reading: June 28, 2012
Date of Publication: June 14, 2012

CITY OF HIGH SPRINGS, FLORIDA

Dean Davis, Mayor

ATTEST:

Jenny L. Parham, City Clerk

PREPARED BY:

Raymond M. Ivey
City Attorney

Commission Agenda Item Request Form

MUST BE SUBMITTED TO THE CITY CLERK'S OFFICE BY NOON ON THE WEDNESDAY PRIOR TO THE COMMISSION MEETING

MEETING DATE: **JULY 9, 2015**

SUBJECT: **CONSIDER AMENDING AUGUST COMMISSION MEETING DATES TO ALLOW COMMISSIONERS TO ATTEND THE FLORIDA LEAGUE OF CITIES ANNUAL CONFERENCE.**

AGENDA SECTION: **NEW BUSINESS**

DEPARTMENT:

PREPARED BY: **CITY CLERK**

RECOMMENDED ACTION: **APPROVAL OF SUGGESTED AUGUST MEETING DATES.**

COST:

Summary

THE ANNUAL FLORIDA LEAGUE OF CITIES CONFERENCE WILL BE HELD AUGUST 13 – 16, 2015. IN ORDER FOR COMMISSIONERS AND THE CITY MANAGER TO ATTEND, THE AUGUST 13TH MEETING DATE WILL NEED TO BE CHANGED.

ATTACHMENTS: AUGUST MEETING CALENDAR

REVIEWED BY CITY MANAGER: _____

AUGUST MEETING DATES

Sun	Mon	Tue	Wed	Thu	Fri	Sat
						1
2	3	4	5	6 BUDGET WORK-SHOP 6:30	7	8
9	10	11	12 FLC CONF.	13 FLC CONF.	14 FLC CONF.	15 FLC CONF.
16	17	18	19	20 ECONOMIC DEVELOPMENT FORUM 3—5	21	22
23	24	25 PLAN BOARD MTG. 6:30	26	27 COMMISSION MEETING 6:30	28	29

Commission Agenda Item Request Form

MUST BE SUBMITTED TO THE CITY CLERK'S OFFICE BY NOON ON THE WEDNESDAY PRIOR TO THE COMMISSION MEETING

MEETING DATE: **July 9, 2015**

SUBJECT: **Santa Fe College Fall Non-Credit Courses**

AGENDA SECTION: **New Business**

DEPARTMENT:

PREPARED BY: **Sue Weller**

RECOMMENDED ACTION: **Discuss and approve expenditure of funds in support of upcoming Santa Fe College Fall non-credit courses**

Summary

In discussions with Santa Fe College offering non-credit courses at the Historic Elementary School and Community Center this fall certain issues need to be addressed. Specifically the availability of: wireless Wi-Fi, two computers, two projectors, 20 tables, 40 chairs, pull-down shades for windows, electrical extension cords, and an on-sight person during course offerings. Santa Fe College plans to offer 4 – 6 courses a semester on Tuesday and Thursday evenings.

ATTACHMENTS:

REVIEWED BY CITY MANAGER:_____

Commission Agenda Item Request Form

MUST BE SUBMITTED TO THE CITY CLERK'S OFFICE BY NOON ON THE WEDNESDAY PRIOR TO THE COMMISSION MEETING

MEETING DATE: **JULY 9, 2015**

SUBJECT: **CONSIDER ENTERING INTO A MEMORANDUM OF UNDERSTANDING (MOU) WITH WATSON C & D, LLC. FOR BIOSOLIDS COMPOST FEASIBILITY STUDY.**

AGENDA SECTION: **NEW BUSINESS**

DEPARTMENT: **WASTEWATER**

PREPARED BY: **JENNY L. PARHAM**

RECOMMENDED ACTION: **APPROVAL OF MOU.**

Summary

THE CITY COMMISSION WILL CONSIDER ENTERING INTO A MOU WITH WATSON C & D, LLC FOR THE COLLECTION AND REMOVALS OF BIOSOLIDS FROM THE WASTEWATER TREATMENT PLANT.

ATTACHMENTS: **MOU**

REVIEWED BY CITY MANAGER:_____

MEMORANDUM OF UNDERSTANDING
(MOU)

BETWEEN

WATSON C&D, LLC.

AND

THE CITY OF HIGH SPRINGS, FLORIDA

FOR

BIOSOLIDS COMPOST FEASIBILITY STUDY

ARTICLE 1 - PURPOSE

Watson C&D LLC., (Watson) desires to utilize Class B Biosoilds from the City of High Springs, Florida's (City) Wastewater Treatment Plant (WWTP) as part of an FDEP approved 'Feasibility Study'. The Study will determine if High Springs' Biosolids can be successfully incorporated into Watson's Compost to produce an EPA Class A/FDEP Class AA Compost suitable for public use.

ARTICLE 2 - RESPONSIBILIES OF PARTIES

Section 2.1 The City of High Springs shall:

A. Provide Watson with up to six months of containerized, dewatered Class B Biosolids.
B. Provide Fecal and SOUR Tests Results of the Class B Biosolids prior to Pickup
C. Designate and set protocol for Container Pick-Up and Return.

Section 2.2. Watson shall:

A. Provide a licensed contract hauler to collect the Biosolids from the High Spring's WWTP and deliver them direct to Watson's Study Site.
B. Secure all Federal, State, and Local highway hauling licenses and permits.
C. Watson's FDEP Issued Manifest (License) to Haul Biosolids is # FLA880973.
D. Allow the City to inspect the compost operations.
E. Provide the City with copies of Interim and Final Reports.
F. Maintain a minimum $2 Million in General Business Liability Insurance.
G. Report to FDEP and City of any spillage and provide immediate clean-up.
H. Indemnify the City for any liability public or private associated with use of their Biosolids.

ARTICLE 3 - COMPENSATION

There shall be No Compensation between parties as part of this Study