

RESOLUTION 2022-03

WEST MANATEE FIRE & RESCUE DISTRICT

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE WEST MANATEE FIRE & RESCUE DISTRICT REALLOCATING A PORTION OF THE NON-AD VALOREM ASSESSMENTS TO FUND NON-TRANSPORT ADVANCED LIFE SUPPORT EMERGENCY MEDICAL SERVICES; APPROVING THE REALLOCATION OF NON-AD VALOREM ASSESSMENTS AND LEVY ON ALL PROPERTIES WITHIN THE DISTRICT; AND PROVIDING FOR SEVERABILITY, CONFLICTS AND AN EFFECTIVE DATE.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE WEST MANATEE FIRE & RESCUE DISTRICT (“DISTRICT”) AS FOLLOWS:

SECTION 1. AUTHORITY FOR THIS RESOLUTION. This Resolution is adopted pursuant to Chapters 189, 191 and 197, Florida Statutes, and in accordance with Chapters 2000-401 and 2001-334 and 2016-255, Laws of Florida, collectively referred to as the District’s “Enabling Act.”

SECTION 2. FINDINGS. The District hereby finds and determines as follows:

- a) The West Manatee Fire & Rescue District is an independent special fire control district organized and existing under and pursuant to Chapter 189 and 191, Florida Statutes, as amended, and the District’s Enabling Act.
- b) The District is authorized to utilize a uniform method of collecting its authorized non-ad valorem assessments, and the District Board of Fire Commissioners has previously elected to utilize the uniform method provided for in Section 197.3632, Florida Statutes.
- c) The District’s non-ad valorem assessment rates and the Board of Fire Commissioners’ authorizations to amend such assessment rates in accordance with Section 191.009, Florida Statutes, was confirmed by the Florida Legislature in Chapter 2016-25, Laws of Florida. Since that time, the District has imposed non-ad valorem assessments in accordance with the District’s Enabling Act and general law.
- d) The District desires to add non-transport advanced life support emergency medical services (EMS) to existing fire and rescue services the District provides within its jurisdiction. Pursuant to Section 191.009(2), Florida Statutes, emergency medical services constitutes a benefit to real property and may be funded by non-ad valorem assessments.
- e) It is desirable for the welfare of the District and the affected property owners that the non-ad valorem assessments be reallocated in accordance with the rate assessment schedule and proposed budget, a copy which is attached as Exhibit “A” to this Resolution, to fund non-transport emergency medical services.

f) The reallocation of collected non-ad valorem assessments to support and fund non-transport emergency medical services within the District serves a proper, essential, and valid public purpose.

g) By Resolution 2022-01, the District determined that it would reallocate non-ad valorem assessments on the benefited properties within the District in accordance with the rate assessment schedule attached as Exhibit "A". Resolution 2022-01 was adopted on May 17, 2022, in compliance with the requirements of applicable law and all conditions precedent have been met.

h) A preliminary assessment roll has been prepared and filed with the Board of Fire Commissioners as required by applicable Florida law.

i) As Resolution 2022-01 established a time and place for a public hearing at which owners of the property to be assessed by the District and other persons interested therein could appear before the Board to be heard as to (i) the propriety and advisability of the reallocation of non-ad valorem assessments to provide for non-transport advanced life support EMS, (ii) the cost thereof, (iii) the manner of payment therefor, and (iv) the amount thereof to be assessed against each specially benefited property.

j) The Board of Fire Commissioners conducted a public hearing at the time and place specified in Resolution 2022-01 and heard and considered all comments and complaints as to the matters described in paragraph (i) above, and based thereon, has made such modification in the preliminary assessment roll as it deems desirable in the making of the final assessment roll.

k) Having considered the reallocation of the non-ad valorem assessments, and all complaints and evidence presented at such public hearing, the Board finds and determines:

- (i) That the costs of providing non-transport advanced life support EMS through a reallocation of the District's non-ad valorem assessment rates is reasonable and proper;
- (ii) It is reasonable, proper, just, and right to reallocate a portion of the non-ad valorem assessment rate to fund non-transport EMS services against the properties receiving such services within the District as outlined under the rate assessment schedule attached as Exhibit "A".
- (iii) It is hereby declared that the addition of non-transport advanced life support EMS will constitute a special benefit to all parcels of real property listed on the final assessment roll set forth in the rate assessment schedule and that the benefit, in the case of each such parcel, will be equal to or in excess of the special assessments thereon; and
- (iv) It is desirable that the reallocated non-ad valorem assessments be paid and collected as herein provided.

SECTION 3. AUTHORIZATION OF THE REALLOCATION OF NON-AD VALOREM ASSESSMENTS. The Assessment Rate Schedule and reallocation of assessments as described in Resolution 2022-01 are hereby authorized and approved and the proper officers, employees, and agents of the District are hereby authorized and directed to take such further action as may be necessary or desirable to cause the same to be assessed herein.

SECTION 4. APPROVAL OF REALLOCATED NON-AD VALOREM ASSESSMENTS. The reallocated non-ad valorem assessments to include funding for non-transport advanced life support EMS services described in the District's Assessment Rate Schedule are hereby approved and confirmed.

SECTION 5. SEVERABILITY. If any Section or part of a Section of this resolution be declared invalid or unconstitutional, the validity, force and effect of any other Section or part of a Section of this resolution shall not thereby be affected or impaired unless it clearly appears that such other Section or part of a Section of this resolution is wholly or necessarily dependent upon the Section or part of a Section so held to be invalid or unconstitutional.

SECTION 6. CONFLICTS. All resolutions or parts thereof in conflict herewith are, to the extent of such conflict, superseded and repealed.

ADOPTED by the West Manatee Fire & Rescue District Board of Commissioners, meeting in regular session this 21st day of July 2022.

Commissioner

Commissioner

Commissioner

Commissioner

Attested by: _____, Secretary (Seal)



Beaufort Gazette
 Belleville News-Democrat
 Bellingham Herald
 Bradenton Herald
 Centre Daily Times
 Charlotte Observer
 Columbus Ledger-Enquirer
 Fresno Bee

The Herald - Rock Hill
 Herald Sun - Durham
 Idaho Statesman
 Island Packet
 Kansas City Star
 Lexington Herald-Leader
 Merced Sun-Star
 Miami Herald

el Nuevo Herald - Miami
 Modesto Bee
 Raleigh News & Observer
 The Olympian
 Sacramento Bee
 Fort Worth Star-Telegram
 The State - Columbia
 Sun Herald - Biloxi

Sun News - Myrtle Beach
 The News Tribune Tacoma
 The Telegraph - Macon
 San Luis Obispo Tribune
 Tri-City Herald
 Wichita Eagle

AFFIDAVIT OF PUBLICATION

Account #	Order Number	Identification	Order PO	Amount	Cols	Depth
22630	281644	BRD/ WMFR Public Hearing	WMFR Public Hearing	\$700.00	3	20.50 in

Attention: Julie Kichar
 WEST MANATEE FIRE & RESCUE
 701 63RD ST W
 Bradenton, FL 34209-2349

Copy of ad content
 is on the next page

THE STATE OF TEXAS COUNTY OF DALLAS

Before the undersigned authority personally appeared Ryan Dixon, who, on oath, says that she is a Legal Advertising Representative of The Bradenton Herald, a daily newspaper published at Bradenton in Manatee County, Florida; that the attached copy of the advertisement, being a Legal Advertisement in the matter of Public Notice, was published in said newspaper in the issue(s) of:

No. of Insertions: 2
 Beginning Issue of: 06/29/2022
 Ending Issue of: 07/06/2022

THE STATE OF FLORIDA COUNTY OF MANATEE

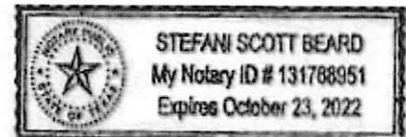
Affidavit further says that the said publication is a newspaper published at Bradenton, in said Manatee County, Florida, and that the said newspaper has heretofore been continuously published in said Manatee County, Florida, each day and has been entered as second-class mail matter at the post office in Bradenton, in said Manatee County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that she has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

Ryan Dixon

Sworn to and subscribed before me this 11th day of July in the year of 2022

Stefani Beard

Notary Public in and for the state of Texas, residing in Dallas County



Extra charge for lost or duplicate affidavits.
 Legal document please do not destroy!

