



CITY OF AVON PARK

Highlands County, Florida

110 East Main Street

Avon Park, Florida 33825

July 7, 2015

Avon Park City Council
110 East Main Street
Avon Park, Florida 33825

Dear Council Members:

Pursuant to City Ordinance No. 874, you are hereby notified of a Special Meeting of the City Council on Monday, July 13, 2015, at 5:00 p.m., in the City Council Chambers located at 123 East Pine Street, Avon Park, Florida. If you are unable to attend, please contact me at 452-4403.

Sincerely,

A handwritten signature in blue ink, appearing to read "Julian Deleon", is written over a horizontal line.

Julian Deleon
City Manager



CITY OF AVON PARK
Highlands County, Florida

CITY COUNCIL SPECIAL MEETING
CITY COUNCIL CHAMBERS
123 E. Pine St., Avon Park, FL
MONDAY, July 13, 2015
5:00 PM

- A. OPENING**
1. Invocation
 2. Pledge of Allegiance
 3. Roll Call
- B. CITIZENS/OUTSIDE AGENCIES**
- C. CONSENT AGENDA:**
6. Approve Regular Meeting Minutes, June 22, 2015
- D. COMMITTEE REPORTS/ ATTY UPDATES/ ANNOUNCEMENTS/ PRESENTATION**
7. Brickell Building plan layout
- E. ADMINISTRATIVE:**
13. Resolution 15-13 Adopt Local Mitigation Strategy (LMS document located online at www.avonpark.cc under City Council heading)
 14. Final Fire Rescue Assessment Rate Resolution 15-16
 - Public Hearing on Resolution 15-16
 16. **Budget review for FY 15-16** (Budget document located online at www.avonpark.cc under City Council heading).
- G. CITIZENS PARTICIPATION**
- H. ADJOURN**

Any person who might wish to appeal any decision made by the City Council of the City of Avon Park, Highlands County, Florida, in public hearing or meeting is hereby advised that he/she will need a record of the proceedings, and for such purpose, he/she may need to ensure that a verbatim record of the proceedings is made which will include the testimony and evidence upon which such appeal is to be based. Any person with disabilities requiring accommodations in order to participate should contact the City Manager prior to the meeting.

C6

CITY COUNCIL REGULAR MEETING MINUTES
Council Chambers – 123 E. Pine St., Avon Park, FL
June 22, 2015
6:00 PM

Members Present: Mayor Sharon Schuler, Deputy Mayor Brenda Giles Councilman Parke Sutherland Councilman Terry Heston, Councilman Garrett Anderson.

Members Absent: None

Others Present: City Manager Julian Deleon, Administrative Services Director/City Clerk Maria Sutherland, Attorney Gerald T. Buhr, Members of Press and Audience.

Mayor Sharon Schuler called the meeting to order at 6:00 P.M. The invocation was given and the Pledge of Allegiance was recited. The roll was called and a quorum was present.

CITIZENS/OUTSIDE AGENCIES

Proclamation – South Florida State College:

Proclamation to Declare July 7, 2015 South Florida State College 50th Anniversary Day was read into the record by City Clerk Maria Sutherland. Mayor Sharon Schuler recognized Lana Puckorius. Dr. Leitzel provided the new vision statement for the college.

Motion by Deputy Mayor Brenda Giles, Seconded by Councilman Garrett Anderson to approve proclamation as presented. Motion passed unanimously.

ABATE: James “Doc” Reichenbach- update on October Event. “Doc” Reichenbach provided an update on the October event. He went over detail of the event. So far the event coordination is progressing smoothly. He requested the grassy area along Museum Ave. to be available for the event.

Battle of the Bands. Request for road closure on all East and West Bound portions of Main Street between Lake Ave. and Railroad Streets. Anne Marie Feeney went over details of March 2016 “Battle of the Bands” event slated for March 2016.

Mr. John Pate, a citizen and volunteer for her event provided positive comments.

Motion made by Councilman Garrett Anderson, Seconded by Deputy Mayor Brenda Giles to approve the road closure for the “Battle of the Bands” event. Motion passed unanimously.

New P & Z Board Appointment (Steve Benn) Term 6-22-2015 to 6-22-2019.

Motion made by Councilman Terry Heston, Seconded by Councilman Garrett Anderson to appoint Steve Benn to the P & Z Board. Motion passed unanimously.

Appreciation to Wild Turkey Tavern for 2014 Toy Drive: Mayor Sharon Schuler presented Mike and Kay Reark, Owners of the Wild Turkey Tavern, a plaque in appreciation for their help with the annual Christmas Toy Drive. They have donated their time and resources for over ten years.

CONSENT AGENDA

Approve Regular Meeting Minutes, June 8, 2015.

City Manager Julian Deleon presented the consent agenda.

Motion by Councilman Terry Heston, Seconded by Deputy Mayor Brenda Giles to approve consent agenda as presented. Motion passed unanimously.

Meeting adjourned at 6:30 PM.

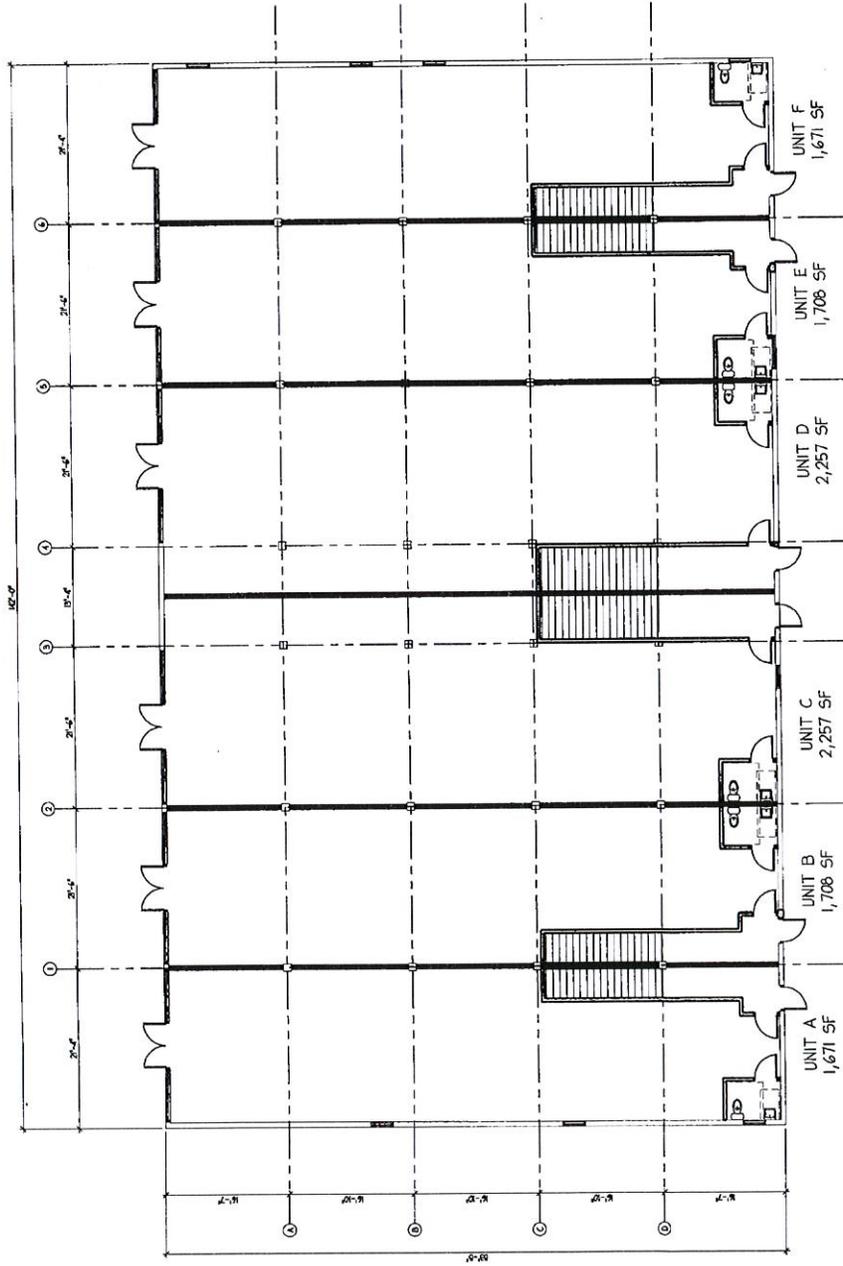
Attest

Maria Sutherland, City Clerk

Sharon Schuler, Mayor

D7

BRICKELL BUILDING MIXED USE



FIRST FLOOR PLAN LAYOUT

SCALE: 1/16"=1'-0"

DATE: 06.25.2015
SHEET NO.

1 OF 2

PROJECT ADDRESS: 2 EAST MAIN STREET AVON PARK, FLORIDA

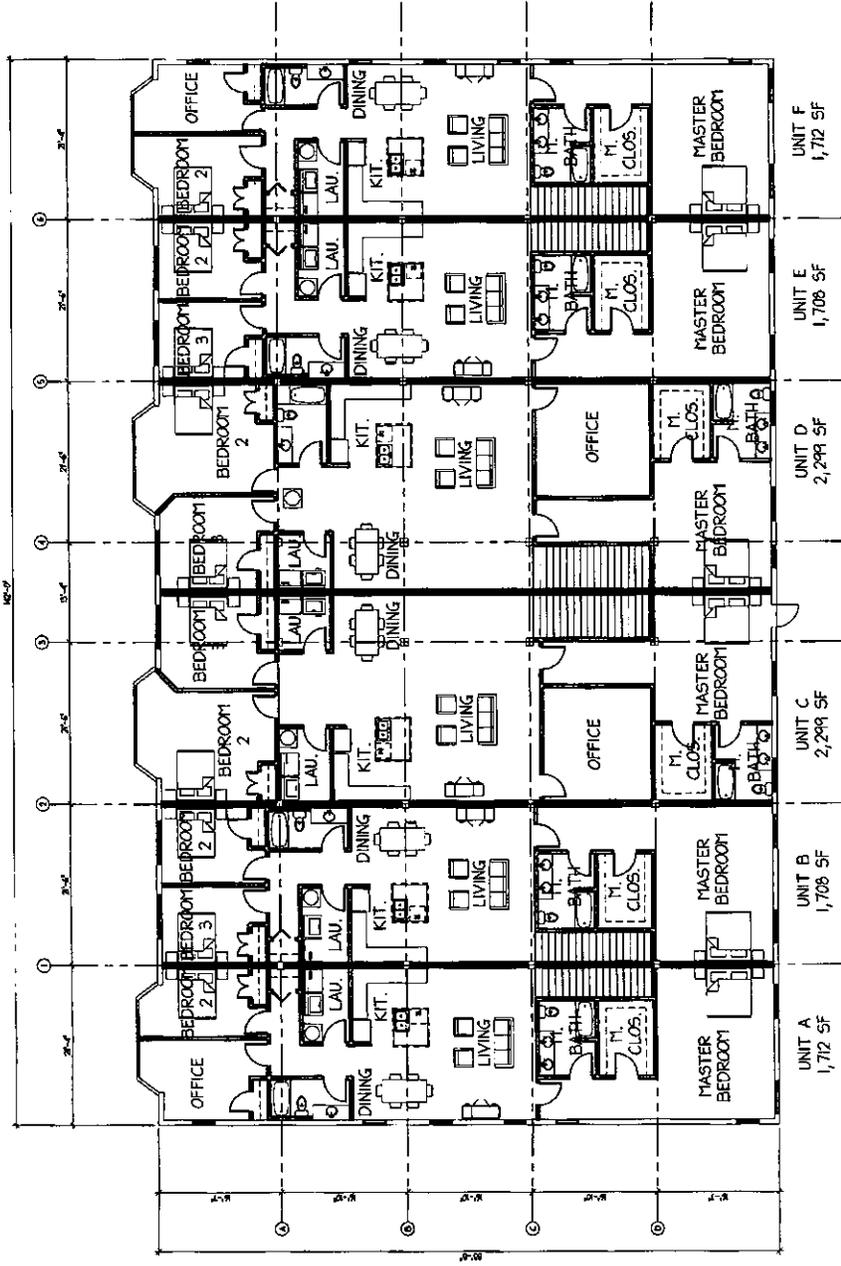
PROJECT NUMBER: 15027

CLIENT NAME: CITY OF AVON PARK

4301 ANCHORAGE PARKWAY, SUITE 100 • TAMPA, FL 33634
780 WEST CLINTON AVENUE • WINTER HAVEN, FL 33880

PHONE: 813.844.3000
FAX: 813.844.3004
WWW.AICINTERIORS.COM

BRICKELL BUILDING MIXED USE



SECOND FLOOR PLAN LAYOUT
SCALE: 1/16"=1'-0"

DATE: 06.25.2015
SHEET NO. 2 OF 2

REVISIONS

PROJECT ADDRESS: 2 EAST MAIN STREET AVON PARK, FLORIDA

PROJECT NUMBER: 15027

CLIENT NAME: CITY OF AVON PARK

4301 MCCORMACK AVENUE, SUITE 100 • AVON PARK, FL 33844
786.933.0000 FAX: 786.933.0001
786.933.0000 VOICE: 813.844.2000
786.933.0000 VOICE: 813.371.2000

WWW.AICORP.COM
AICORP.COM

E 13

RESOLUTION 15-13

**A RESOLUTION OF THE CITY OF AVON PARK CITY COUNCIL
PERTAINING TO THE HIGHLANDS COUNTY LOCAL MITIGATION
STRATEGY; PROVIDING FOR SEVERABILITY; PROVIDING FOR
CONFLICT; AND PROVIDING FOR AN EFFECTIVE DATE**

WHEREAS, the City of Avon Park (City) is vulnerable to natural and man-made hazards; and

WHEREAS, the City of Avon Park City Council (Council) supports efforts to make the community more disaster resistant, thereby reducing the costs of disaster, preventing or mitigating the impact to City residents and reducing time needed for recovery; and

WHEREAS, the Highlands County Local Mitigation Strategy represents a unified county-wide strategy toward a more disaster-resistant community; and

WHEREAS, the Highlands County Multi-Hazard Local Mitigation Plan has been prepared in accordance *44 Code of Federal Regulations 201.6*; and

WHEREAS, the Council has reviewed the Highlands County Multi-Hazard Local Mitigation Plan and affirms that the Highlands County Multi-Hazard Local Mitigation Plan will be updated no less than every five years; and

WHEREAS, the City has afforded the citizens an opportunity to comment and provide input in the Highlands County Multi-Hazard Local Mitigation Plan and the actions in the Highlands County Multi-Hazard Local Mitigation Plan.

NOW THEREFORE, BE IT RESOLVED, by the City Council of the City of Avon Park, Florida, after public hearing and comment that:

SECTION 1. AMENDMENT AND ADOPTION.

1. The Avon Park City Council hereby accepts and adopts the Highlands County Multi-Hazard Local Mitigation Plan.
2. The Avon Park City staff are requested and instructed to pursue available funding opportunities for implementation of the proposals designated in the Highlands County Multi-Hazard Local Mitigation Plan.
3. The City of Avon Park will, upon receipt of such funding or other necessary resources, seek to implement the proposals contained in its section of the Highlands County Multi-Hazard Local Mitigation Plan.
4. The City of Avon Park will continue to participate in the updating and expansion of the Highlands County Multi-Hazard Local Mitigation Plan in the years ahead.

5. The City of Avon Park will encourage the business, industries and community groups operating within and/or for the benefit of the City government to participate in the updating and expansion of the Highlands County Multi-jurisdictional Local Mitigation Plan.

SECTION 2. SEVERABILITY. The sections, subsections, paragraphs, sentences, clauses and phrases of this Resolution are severable, and if any phrase, clause, sentence, paragraph, subsection or section of this Resolution shall be declared invalid, unconstitutional or unenforceable by the valid judgment or decree of a court of competent jurisdiction, such invalidity, unconstitutionality or unenforceability shall not affect any of the remaining phrases, clauses, sentences, paragraphs, subsections, and sections of this Resolution.

SECTION 3. CONFLICT. Any resolution or part thereof in conflict with this Resolution or any part hereof is hereby repealed to the extent of the conflict.

SECTION 4. EFFECTIVE DATE. This Resolution shall take effect immediately upon adoption.

APPROVED AND ADOPTED this 13th day of July, 2015.

CITY OF AVON PARK, FLORIDA

Sharon Schuler
Mayor

ATTEST

Maria T Sutherland, City Clerk

APPROVED AS TO FORM AND CONTENT

Gerald Buhr, City Attorney



STATE OF FLORIDA

DIVISION OF EMERGENCY MANAGEMENT

RICK SCOTT
Governor

BRYAN W. KOON
Director

June 16, 2015

Mr. Scott Canaday
Highlands County Local Mitigation Strategy Chair
6850 West George Boulevard
Sebring, Florida 33875

Re: Highlands County Local Hazard Mitigation Plan Approved Pending Adoption

Dear Mr. Canaday:

This is to confirm that we have completed a State review of the Highlands County Local Mitigation Strategy (LMS) update for compliance with the federal hazard mitigation planning standards contained in 44 CFR 201/6(b)-(d). Based on our review and comments, Highlands County developed and submitted all the necessary plan revisions and our staff has reviewed and approved these revisions. We have determined that the Highlands County LMS plan is compliant with federal standards, subject to formal community adoption, for the jurisdictions below:

Highlands County (unincorporated)
City of Sebring
City of Avon Park
Town of Lake Placid

Spring Lake Improvement District
School Board of Highlands County
Sebring Airport Authority
South Florida State College

Upon submittal of a copy of all participating jurisdictions' documentation of their adoption resolutions to our office, we will send all necessary documentation to the Federal Emergency Management Agency (FEMA) who will issue formal approval of the Highlands County LMS.

If you have any questions regarding this matter, please contact Jamie Leigh Price at 850-413-9925 or jamie.price@em.myflorida.com.

Respectfully,

Miles E. Anderson,
Bureau Chief, Mitigation
State Hazard Mitigation Officer

Mr. Scott Canaday
June 16, 2014
Page two

MEA/jlp

Attachments: MEMORADUM: State approval of LMS plans under Program Administration
by States (PAS)



STATE OF FLORIDA

DIVISION OF EMERGENCY MANAGEMENT

RICK SCOTT
Governor

BRYAN W. KOON
Director

October 1, 2014

MEMORANDUM

TO: Local Mitigation Strategy Working Group Chair/Coordinator

FROM: Miles E. Anderson, Mitigation Bureau Chief
State Hazard Mitigation Officer
Florida Division of Emergency Management

RE: State approval of LMS plans under Program Administration by States (PAS)

Florida is currently operating under PAS with regard to the review and approval of Local Mitigation Strategy (LMS) plans.

Under this designation, the Florida Division of Emergency Management (FDEM) will manage the approval of LMS plans with minimal Federal Emergency Management Agency (FEMA) oversight. FEMA will continue to send final approval letters to local communities for their mitigation plans.

The process:

Plan updates should be submitted to the state for review six (6) months prior to the plan expiration date. Once received, FDEM will complete the first review of each LMS plan within 30-days of receipt whenever possible. Once the plan has been reviewed by FDEM, the county will be notified that the plan is either in need of revisions, approved pending adoption, or approved.

- **Needs Revisions:** If the plan is determined to be insufficient the FDEM Mitigation Planning Unit will provide technical assistance to the local jurisdiction until they believe that the plan adequately meets the regulations according to FEMA's standards.
- **Approved Pending Adoption (APA):** After FDEM reviewers determine that the plan adequately meets all regulations according to FEMA's standards, they will notify the local jurisdiction by email and letter that the plan is ready to be adopted.

Approved: Once a plan is adopted, FDEM will notify FEMA that the LMS plan is approved and provide a copy of the adoption resolution, the final plan, and a completed Plan Review Tool. FEMA will issue a formal approval letter for FDEM to transmit to the local community.

If you have any questions or need any further information regarding this change please do not hesitate to contact your state LMS liaison.

MEA/jlp

E 14

RESOLUTION NO. 15-16

A RESOLUTION OF THE CITY COUNCIL OF AVON PARK, FLORIDA, RELATING TO THE DELIVERY AND FUNDING OF FIRE RESCUE SERVICES AND FACILITIES WITHIN THE CITY; DETERMINING THAT CERTAIN REAL PROPERTY IS SPECIALLY BENEFITED BY FIRE RESCUE SERVICES AND FACILITIES; ESTABLISHING THE METHOD OF ASSESSING COSTS ASSOCIATED WITH FIRE RESCUE SERVICES AND FACILITIES AGAINST REAL PROPERTY SPECIALLY BENEFITED THEREBY; ESTABLISHING OTHER TERMS AND CONDITIONS OF THE ASSESSMENTS; AMENDING, RATIFYING AND CONFIRMING THE INITIAL ASSESSMENT RESOLUTION; APPROVING THE FIRE RESCUE ASSESSMENT ROLL FOR FISCAL YEAR 2015-16; PROVIDING THE METHOD OF COLLECTION; AND PROVIDING AN EFFECTIVE DATE.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AVON PARK, FLORIDA, AS FOLLOWS:

SECTION 1. AUTHORITY. This Resolution of the City of Avon Park, Florida is adopted pursuant to Article III of Chapter 38 of the Code of Ordinances of the City of Avon Park, Florida, Article VIII, Section 2 of the State Constitution, Sections 166.021, 166.041 and 197.3632, Florida Statutes, other applicable provisions of law, and City Resolution No. 15-12 (the "Initial Assessment Resolution").

SECTION 2. DEFINITIONS. This Resolution is the Final Assessment Resolution. All capitalized terms not otherwise defined in this Resolution shall have the meanings defined in the Fire Assessment Ordinance and the Initial Assessment Resolution.

SECTION 3. FINDINGS. It is hereby ascertained, determined and declared as follows:

(A) On June 8, 2015, the City Council adopted the Initial Assessment Resolution which described the fire rescue and facilities provided by the City, provided for the funding of a portion of the costs associated therewith through Fire Rescue Assessments and the method of assessing the cost of such services against the real

property located within the City that will be specifically benefited thereby, established a public hearing to consider approval of the Fire Rescue Assessments, directed preparation of the preliminary Fire Rescue Assessment Roll for Fiscal Year 2015-16 and the provision of the notices required by the Fire Assessment Ordinance.

(B) Pursuant to Section 38-86 of the Fire Assessment Ordinance, the City Council is required confirm or modify the Initial Assessment Resolution, with such amendments as the City Council deems appropriate, after hearing concerns and receiving comments or objections of interested parties.

(C) The Fire Rescue Assessment Roll for Fiscal Year 2015-16 has heretofore been filed at the offices of the City Manager in City Hall, 110 East Main Street, Avon Park, Florida, and made available for public inspection.

(D) As required by the Fire Assessment Ordinance and the Initial Assessment Resolution, notice of a public hearing has been published and mailed to each affected property owner notifying such property owner of the opportunity to be heard. The proof of publication and an affidavit of mailing are attached hereto as Appendices A and B respectively.

(E) A public hearing was duly held on July 13, 2015, and comments and objections of all interested persons have been heard and considered as required by law.

(F) The Assessments contemplated hereunder will be imposed by the City Council, not the Property Appraiser or Tax Collector. Any activity of the Property Appraiser or Tax Collector under the provisions of this Resolution shall be construed solely as ministerial.

(G) The Tax Parcels described in the Fire Rescue Assessment Roll are hereby found to be specially benefited by the provision of fire rescue services and facilities. Adoption of this Final Assessment Resolution constitutes a legislative determination that all Assessed Property derives a special benefit in a manner consistent with the legislative declarations, determinations and findings as set forth in the Fire Assessment Ordinance and Initial Assessment Resolution, from the fire rescue services, facilities or programs to be provided.

(H) The benefits derived from the fire rescue and facilities funded through the Fire Rescue Assessments exceed the amount of the Fire Rescue Assessments levied and imposed hereunder. The Fire Rescue Assessment for any Tax Parcel subject thereto

does not exceed the proportional benefits that such Tax Parcel will receive compared to any other Tax Parcel.

(I) The City Council hereby finds and determines that the Fire Rescue Assessments to be imposed in accordance with this Resolution provide an equitable method of funding the fire rescue and facilities provided by the City by fairly and reasonably allocating the Fire Rescue Assessed Cost among specially benefited property.

SECTION 4. ASSESSMENT METHODOLOGY.

(A) The City Council has carefully considered the Assessment Report prepared by Burton & Associates which was included in the record of the public hearing held July 13, 2015 on the Fire Rescue Assessments and is incorporated herein.

(B) The apportionment methodology described therein and based upon historic calls for service was utilized in preparation of the final Fire Rescue Assessment Roll and is hereby approved, adopted, ratified and confirmed as the methodology for apportioning the Fire Rescue Assessments.

(C) The following table describes the Property Use Categories, Demand Percentages, assessment allocation per category, assessment units and the estimated rate schedule for the Fire Rescue Assessments for Fiscal Year 2015-16:

<i>Property Use Category</i>	<i>Demand Percentage (% of calls)</i>	<i>Assessment Allocation</i>	<i>Allocated Units</i>	<i>Assessment Unit</i>	<i>Assessment per Unit</i>
Residential	49.2%	\$466,772	3,661	Dwelling Unit	\$127.50
Commercial	32.7%	\$310,468	2,164,800	Sq. Ft.	\$ 0.143
Ind/Warehouse	4.5%	\$42,823	418,500	Sq. Ft.	\$ 0.102
Govt/Institutional	13.6%	\$129,540	1,909,100	Sq. Ft.	\$ 0.068

[Remainder of Page Intentionally Left Blank]

(D) The table below presents the square foot ranges applicable to General Parcels up to the maximum structure square footage of 115,800 and the effective square footage assigned to General Parcels within each range.

<i>General Parcel Square Footage Range</i>	<i>General Parcel Effective Square Footage</i>
1 – 1,999	1,000
2,000 – 3,499	2,000
3,500 – 4,999	3,500
5,000 – 9,999	5,000
10,000 – 19,999	10,000
20,000 – 29,999	20,000
30,000 – 39,999	30,000
40,000 – 49,999	40,000
50,000 – 59,999	50,000
60,000 – 69,999	60,000
70,000 – 79,999	70,000
80,000 – 89,999	80,000
90,000 – 99,999	90,000
100,000 – 109,999	100,000
110,000 – 115,800	110,000
>115,800	115,800

(E) The above rates of assessment are hereby approved for Fiscal Year 2015-16 and each Fiscal Year thereafter. Fire Rescue Assessments for fire rescue services, facilities and programs in the amounts set forth in the Fire Rescue Assessment Roll, as herein approved, are hereby levied and imposed on all parcels of Assessed Property described in the Fire Rescue Assessment Roll.

SECTION 5. AMENDMENT, RATIFICATION AND CONFIRMATION OF INITIAL ASSESSMENT RESOLUTION.

(A) Section 3.07 of the Initial Assessment Resolution is hereby amended and restated in its entirety as follows, with deleted text indicated by strikethrough.

“EXEMPT PARCELS. (A) Exempt Parcels include those associated with the following DOR Codes used by the Property Appraiser:

- (1) 082 (forest, parks, rec)
- (2) 083 (public schools)
- (3) 084 (colleges)

- (4) 085 (hospitals)
- (5) 086 (county)
- (6) 087 (state)
- (7) 088 (federal)
- (8) 089 (municipal)
- (9) 090 (leasehold interest)
- (10) 091 (utilities)

(B) The foregoing Tax Parcels are Exempt Parcels which are not subject to the Fire Service Assessments contemplated hereunder. ~~Notwithstanding anything herein to the contrary, Tax Parcels owned by the City of Avon Park shall not comprise Exempt Parcels and shall be subject to the Fire Rescue Assessments impose hereunder.~~

(C) The City Manager may extend the determination as to whether a Tax Parcel constitutes an Exempt Parcel based on the presentation of competent substantial evidence by the property owner or by other means (Property Appraiser data, site inspection, aerial photographs, etc.) as the Fire Rescue Assessment Roll is developed and administered over time. The foregoing classifications of properties not to be assessed do not include Government Property that is leased for private use.

(D) Based upon the foregoing, there are relatively few Exempt Parcels within the City. Using legally available funds other than the proceeds of the Fire Service Assessments, the City shall otherwise fund or contribute an amount equal to the Fire Service Assessments that would have been otherwise derived from Exempt Parcels. Provided, however, the City Council reserves the right and ability in the future to impose Fire Service Assessments against Tax Parcels determined to be exempt hereunder to the extent permitted by law or otherwise in the event required or directed to do so by a court of competent jurisdiction."

(B) The Initial Assessment Resolution, as amended hereunder, is hereby ratified and confirmed.

SECTION 6. FIRE RESCUE ASSESSMENTS; LIEN OF ASSESSMENTS.

(A) The estimated Fire Rescue Assessed Cost to be recovered through Fire Rescue Assessments for Fiscal Year 2015-16, net of exemptions, is \$874,000. Such Fire Rescue Assessed Cost will be funded through the imposition of Fire Rescue Assessments as provided herein. The balance of the costs associated with providing fire rescue and facilities shall be funded with other legally available funds of the City.

(B) The Fire Rescue Assessment shall constitute a lien against Assessed Property 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. The lien shall be deemed perfected upon adoption of this Final Assessment Resolution and shall attach to the property on such date of adoption.

SECTION 7. APPROVAL OF FIRE RESCUE ASSESSMENT ROLL.

(A) The Fire Rescue Assessment Roll, which is on file with the City Clerk and incorporated herein by reference, is hereby approved.

(B) When it shall appear that any Fire Rescue Assessment should have been imposed hereunder against a Tax Parcel specially benefited by the provision of fire protection services or facilities, but that such Tax Parcel was omitted from the Fire Rescue Assessment Roll or was erroneously assessed, or was not listed on the Tax Roll as an individual parcel of property as of the effective date of the Fire Rescue Assessment Roll approved by the Annual Rate Resolution for any upcoming Fiscal Year, the City Council may, upon provision of a notice by mail provided to the Owner of the omitted or erroneously assessed parcel in the manner and form provided in the Fire Assessment Ordinance, impose the applicable Fire Rescue Assessment for the Fiscal Year in which such error or omission is discovered, in addition to the applicable Fire Rescue Assessment due for the prior two Fiscal Years. Such Fire Rescue Assessment shall constitute a lien against Assessed Property equal in rank and dignity with the liens of all state, county, district, or municipal taxes and special assessments, and superior in rank and dignity to all other prior liens, mortgages, titles, and claims in and to or against the real property involved, shall be collected as provided herein, and shall be deemed perfected on the date of adoption of the resolution imposing the omitted or delinquent assessments.

(C) No act of error or omission on the part of the City Manager, the City Council, Property Appraiser, Tax Collector or their deputies or employees, shall operate to release or discharge any obligation for payment of a Fire Rescue Assessment imposed by the City Council hereunder.

SECTION 8. COLLECTION OF ASSESSMENTS.

(A) The City Manager is hereby authorized to facilitate billing of Fire Rescue Assessments for Fiscal Year 2015-16 pursuant to the Uniform Assessment Collection Act and Section 38-111 of the Fire Assessment Ordinance. The City Manager is authorized

to take such actions as may be necessary or desirable in furtherance thereof, including but not limited to certifying the Fire Rescue Assessment Roll to the Tax Collector. Such certification shall be in substantially the form attached hereto as Appendix C.

(B) The amount of the Assessment billed to each owner of Assessed Property shall include a pro rata share of the costs and expenses associated with collection and administration of the Assessments.

SECTION 9. EFFECT OF FINAL ASSESSMENT RESOLUTION. The adoption of this Final Assessment Resolution shall be the final adjudication of the issues presented herein and in the Initial Assessment Resolution (including, but not limited to, the determination of special benefit and fair apportionment to the Assessed Property; the method of apportionment and assessment; the initial rate of assessment; the Fire Rescue Assessment Roll; and the levy and lien of the Fire Rescue Assessments unless proper steps are initiated in a court of competent jurisdiction to secure relief within twenty (20) days from the date of the City Council's adoption of this Final Assessment Resolution.

SECTION 10. EFFECTIVE DATE. This Final Assessment Resolution shall take effect immediately upon its passage and adoption.

PASSED, ADOPTED AND APPROVED THIS 13TH DAY OF JULY, 2015.

CITY OF AVON PARK, FLORIDA

Mayor

ATTEST:

City Manager

APPROVED AS TO FORM:

City Attorney

APPENDIX A
PROOF OF PUBLICATION

LEGAL NOTICE

[NOTICE OF HEARING TO IMPOSE AND PROVIDE FOR COLLECTION OF FIRE RESCUE SPECIAL ASSESSMENTS

Notice is hereby given that the City Council of the City of Avon Park will conduct a public hearing to consider the imposition of annual fire rescue special assessments for the provision of fire rescue services within the municipal boundaries of the City of Avon Park.

The hearing will be held at 6:00 p.m. on July 13, 2015, in the Council Chambers, 123 East Pine Street, Avon Park, Florida, for the purpose of receiving public comment on the proposed assessments. All affected property owners have a right to appear at the hearing and to file written objections with the City Council before or during the hearing. If a person decides to appeal any decision made by the City Council with respect to any matter considered at the hearing, such person will need a record of the proceedings and may need to ensure that a verbatim record is made, including the testimony and evidence upon which the appeal is to be made. In accordance with the Americans with Disabilities Act, persons needing a special accommodation or an interpreter to participate in this proceeding should contact the City Manager's Office at (863) 452-4400, at least three days prior to the date of the hearing.

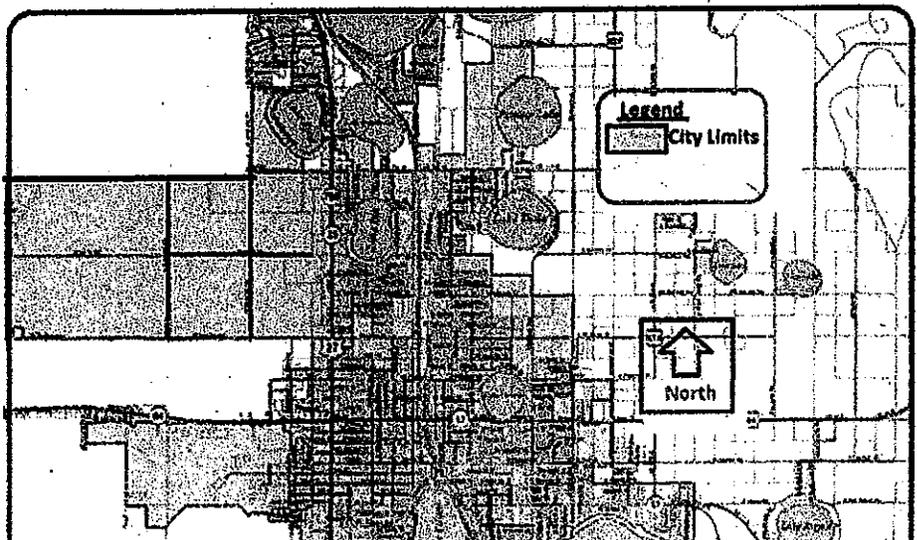
The assessment for each parcel of property will be based upon each parcel's classification and the total number of billing units attributed to that parcel. The following table reflects the proposed fire rescue assessment schedule.

Property Category	Use	Demand Percentage (% of calls)	Assessment Allocation	Allocated Units	Assessment Unit	Assessment per Unit
Residential		49.2%	\$466,791	3,661	Dwelling Unit	\$127.50
Commercial		32.7%	\$310,481	2,164,800	Sq. Ft.	\$ 0.143
Ind/Warehouse		4.5%	\$42,625	418,500	Sq. Ft.	\$ 0.102
Govt/Institutional		13.6%	\$129,545	1,909,100	Sq. Ft.	\$ 0.068

A more specific description of the fire rescue services and facilities and the method of computing the assessment for each parcel of property are set forth in Resolution No. 15-11 (the "Initial Assessment Resolution") adopted by the City Council on June 8, 2015. Copies of the City's Fire Assessment Ordinance (Article III of Chapter 38 of the City Code of Ordinances), the Initial Assessment Resolution and the preliminary Fire Rescue Assessment Roll are available for inspection at City Hall located at 110 East Main Street, Avon Park, Florida.

The assessments will be collected on the ad valorem tax bill to be mailed by the Highlands County tax Collector in November 2015, and each November thereafter, as authorized by section 197.3632, Florida Statutes. Failure to pay the assessments will cause a tax certificate to be issued against the property which may result in a loss of title. If you have any questions, please contact Julian Deleon at (863) 452-4400, Monday through Friday between 9:00 a.m. and 5:00 p.m.

CITY COUNCIL
CITY OF AVON PARK, FLORIDA
Map for the corporate limits of the City of Avon Park



APPENDIX B

AFFIDAVIT OF MAILING

BEFORE ME, personally appeared the undersigned affiant, who after being duly sworn depose and say:

(1) Patty Valdes is Production Manager of Globe Marketing Systems ("Globe").

(2) On or before June 23, 2015, Globe provided mailed notices on behalf of the City of Avon Park, Florida, in accordance with Section 2.05 of City Resolution No. 15-12 (the "Initial Assessment Resolution") to each owner of real property located within the City subject to the Fire Rescue Assessments contemplated by the Initial Assessment Resolution, as reflected on, and at the addresses shown on, the real property assessment tax roll database maintained by the Highlands County Property Appraiser for the purpose of the levy and collection of ad valorem taxes.

FURTHER AFFIANT SAYETH NAUGHT.

Patty Valdes
Patty Valdes, affiant

STATE OF FLORIDA
COUNTY OF BROWARD

The foregoing Affidavit of Mailing was sworn to and subscribed before me this 26 day of June, 2015, by Patty Valdes. She is personally known to me or has produced _____ as identification and did take an oath.

NOTARY PUBLIC-STATE OF FLORIDA
Joy R. Sulzer
Commission # EE111914
Expires: JULY 13, 2015
(SEAL) BONDED THRU ATLANTIC BONDING CO., INC.

Joy R. Sulzer
Printed/Typed Name: Joy R. Sulzer
Notary Public-State of Florida
Commission Expires: July 13, 2015

APPENDIX C

**FORM OF CERTIFICATE
OF NON-AD VALOREM ASSESSMENT ROLL**

I HEREBY CERTIFY that I am the City Manager and authorized agent of Avon Park, Florida (the "City"); as such I have satisfied myself that all property included or includable on the non-ad valorem assessment roll for fire rescue services and facilities (the "Non-Ad Valorem Assessment Roll") 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.

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 Highlands County Tax Collector by September 15, 2015.

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

AVON PARK, FLORIDA

By: _____
City Manager