

RESOLUTION NO. 2010-11

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAKE WALES FLORIDA ELECTING TO USE THE UNIFORM METHOD OF COLLECTING NON-AD VALOREM SPECIAL ASSESSMENTS LEVIED WITHIN THE INCORPORATED AREA OF THE CITY STATING A NEED FOR SUCH LEVY PROVIDING FOR THE MAILING OF THIS RESOLUTION AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the City of Lake Wales Florida (the "City") is contemplating the imposition of special assessments for the provision of street lighting services, facilities and programs; and

WHEREAS, the City intends to use the uniform method for collecting non-ad valorem special assessments for the cost of providing street lighting services, facilities and programs to property within the incorporated area of the City as authorized by Section 197.3632, Florida Statutes. This method will allow such special assessments to be collected annually commencing in October 2011 in the same manner as provided for ad valorem taxes; and

WHEREAS, the City held a duly advertised public hearing prior to the adoption of this Resolution, proof of publication of such hearing being attached hereto as **Exhibit A**

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF LAKE WALES FLORIDA AS FOLLOWS


SECTION 1 Commencing with the Fiscal Year beginning on October 1 2011 and with the tax statement mailed for such Fiscal Year, the City intends to use the uniform method of collecting non-ad valorem assessments authorized in Section 197.3632 Florida Statutes as amended for collecting non-ad valorem assessments for the cost of providing street lighting services, facilities, and programs. Such non-ad valorem assessments shall be levied within the incorporated area to the City. A legal description of such area subject to the assessment is attached hereto as **Exhibit B** and incorporated by reference

SECTION 2 The City hereby determines that the levy of the assessments is needed to fund the cost of street lighting services, facilities and programs within the incorporated area of the City

SECTION 3 Upon adoption the City Clerk is hereby directed to send a copy of this Resolution by United States mail to the Florida Department of Revenue the Polk County Tax Collector and the Polk County Property Appraiser by January 10, 2011.

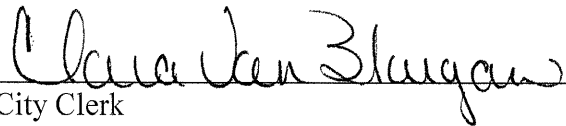
SECTION 4 This Resolution shall become effective immediately upon its adoption.

THIS RESOLUTION INTRODUCED AND PASSED by the City Commission of the City of Lake Wales, Polk County, Florida at its regular meeting on September 10, 2010.



Mayor/Commissioner, City of Lake Wales

ATTEST:



City Clerk

Exhibit A

NOTICE OF INTENT TO USE UNIFORM METHOD OF COLLECTING NON-AD VALOREM ASSESSMENTS

The City of Lake Wales, Florida (the "City") hereby provides notice, pursuant to Section 197.3632(3)(a) , Florida Statutes, of its intent to use the uniform method of collecting non-ad valorem special assessments to be levied within the incorporated area of the City, for the cost of providing street lighting services, facilities and programs commencing for the Fiscal Year beginning on October 1, 2011. The City will consider the adoption of a resolution electing to the uniform method of collecting such assessment authorized by Section 197.3632, Florida Statutes, at a public hearing to be held at 6:00 p.m. on Tuesday, September 10, 2010 at the City of Lake Wales Municipal Complex, 201 W. Central Ave., Lake Wales, Florida 33853. Such resolution will state the need for the levy and will contain a legal description of the boundaries of the real property subject to the levy. Copies of the proposed form of the resolution, which contains the legal description of the real property subject to the levy, are on file at the City Clerk's office, 210 W. Central Ave., Lake Wales, Florida 33853. All interested persons are invited to attend.

In the event any person decides to appeal any decision of the City with respect to any matter relating to the consideration of the resolution at the above-referenced public hearing, a record of the proceeding may be needed and in such an event, such person may need to ensure that a verbatim record of the public hearing is made, which record includes the testimony and evidence on which the appeal is to be based, In accordance with the Americans with Disability Act, persons needing a special accommodation or an interpreter to participate in this proceeding should contact the City Clerk at (863) 678-4182 ext. 228, at least three (3) days prior to the date of the hearing.

AFFIDAVIT OF PUBLICATION
THE LAKE WALES NEWS

Published Weekly
LAKE WALES, POLK COUNTY, FLORIDA

STATE OF FLORIDA

COUNTY OF POLK:

Before the undersigned authority personally appeared PAMELA K. BLACKSTONE, who, on oath, says that she is the official representative of The Lake Wales News, a weekly newspaper published at Lake Wales, in Polk County, Florida; that the attached copy of advertisement, being a *Notice of Intent*

in the matter of

The City of Lake Wales, in the Circuit Court,
was published in said newspaper in the issues of *August 4, 2010*

Affiant further says that the said Lake Wales News is a newspaper published at Lake Wales, in said Polk County, Florida, and that the said newspaper has heretofore been continuously published in said Polk County, Florida, each Thursday and has been entered as second class mail matter at the post office in Lake Wales, in said Polk 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.

Sworn to and subscribed

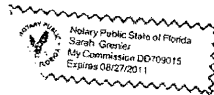
before me this *9*

day of *August*

A. D., 20*10*

Pamela K. Blackstone
Pamela K. Blackstone

[Signature]
(SEAL) Notary Public.



NOTICE OF INTENT TO USE UNIFORM METHOD OF
COLLECTING NON-AD VALOREM ASSESSMENTS

The City of Lake Wales, Florida (the "City") hereby provides notice, pursuant to Section 197.3632(3)(a), Florida Statutes, of its intent to use the uniform method of collecting non-ad valorem special assessments to be levied within the incorporated area of the City, for the cost of providing street lighting services, facilities and programs commencing for the Fiscal Year beginning on October 1, 2011. The City will consider the adoption of a resolution electing to the uniform method of collecting such assessment authorized by Section 197.3632, Florida Statutes, at a public hearing to be held at 6:00 p.m. on Friday, September 10, 2010 at the City of Lake Wales Municipal Complex, 201 W. Central Ave., Lake Wales, Florida 33853. Such resolution will state the need for the levy and will contain a legal description of the boundaries of the real property subject to the levy. Copies of the proposed form of the resolution, which contains the legal description of the real property subject to the levy, are on file at the City Clerk's office, 201 W. Central Ave., Lake Wales, Florida 33853. All interested persons are invited to attend.

In the event any person decides to appeal any decision of the City with respect to any matter relating to the consideration of the resolution at the above-referenced public hearing, a record of the proceeding may be needed and in such an event, such person may need to ensure that a verbatim record of the public hearing is made, which record includes the testimony and evidence on which the appeal is to be based. In accordance with the Americans with Disability Act, persons needing a special accommodation or an interpreter to participate in this proceeding should contact the City Clerk at (863) 678-4182 ext. 228, at least three (3) days prior to the date of the hearing.

AFFIDAVIT OF PUBLICATION
THE LAKE WALES NEWS
 Published weekly
 LAKE WALES, POLK COUNTY, FLORIDA

STATE OF FLORIDA
 COUNTY OF POLK.
 Before the undersigned authority personally appeared PAMELA K. BLACKSTONE, who, on oath, says that she is the official representative of The Lake Wales News, a weekly newspaper published at Lake Wales, in Polk County, Florida, that the attached copy of advertisement, being a *Notice of Intent*

in the matter of

The City of Lake Wales, in the *Circuit* Court,
 was published in said newspaper in the issues of *August 11, 2010*

Affiant further says that the said Lake Wales News is a newspaper published at Lake Wales, in said Polk County, Florida, and that the said newspaper has been continuously published in said Polk County, Florida, each week and has been entered as second class mail matter at the post office at Lake Wales, in said Polk County, Florida, for a period of one year next preceding the date of publication of the attached copy of advertisement, and affiant further says that she has neither paid nor promised any person, firm or corporation any money or other thing of value for the purpose of securing this advertisement for publication in the said newspaper.

Sworn to and subscribed
 before me this *12*
 day of *August*, A. D. 20*10* *Pamela K. Blackstone*
Pamela K. Blackstone

Notary Public.



NOTICE OF INTENT TO USE UNIFORM METHOD OF COLLECTING NON-AD VALOREM ASSESSMENTS

The City of Lake Wales, Florida (the "City") hereby provides notice, pursuant to Section 197.262(3)(g), Florida Statutes, of its intent to use the uniform method of collecting non-ad valorem special assessments to be levied within the incorporated area of the City for the cost of providing street lighting services, facilities and programs commencing for the fiscal year beginning on October 1, 2011. The City will consider the adoption of a resolution, electing to the uniform method of collecting such assessment authorized by Section 197.262(3)(g) Florida Statutes at a public hearing to be held at 6:00 p.m. on Friday, September 10, 2010 at the City of Lake Wales Municipal Complex, 201 W. Central Ave., Lake Wales, Florida 33853. Such resolution will state the need for the levy and will contain a legal description of the boundaries of the real property subject to the levy. Copies of the proposed form of the resolution, which contains the legal description of the real property subject to the levy, are on file at the City Clerk's office, 201 W. Central Ave., Lake Wales, Florida 33853. All interested persons are invited to attend.

In the event any person desires to appeal any decision of the City with respect to any matter relating to the consideration of the resolution at the above-referenced public hearing, a record of the proceeding may be needed and in such an event, such person may need to procure that a verbatim record of the public hearing is made, which record includes the testimony and evidence on which the appeal is to be based. In accordance with the Americans with Disability Act, persons needing a special accommodation or an interpreter to participate in this proceeding should contact the City Clerk at (888) 678-4182, ext. 228 at least three (3) days prior to the date of the hearing.

AFFIDAVIT OF PUBLICATION
THE LAKE WALES NEWS

Published Weekly
LAKE WALES, POLK COUNTY, FLORIDA

STATE OF FLORIDA
COUNTY OF POLK:

Before the undersigned authority personally appeared PAMELA K. BLACKSTONE, who, on oath, says that she is the official representative of The Lake Wales News, a weekly newspaper published at Lake Wales, in Polk County, Florida, that the attached copy of advertisement, being a Notice of Valuation, is true and correct.

in the matter of

The City of Lake Wales in the Circuit Court,
was published in said newspaper in the issues of August 17, 2010

Affiant further says that the said Lake Wales News is a newspaper published at Lake Wales, in Polk County, Florida, and that the said newspaper has heretofore been continuously published in said Polk 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.

Sworn to and subscribed

before me this 17

day of August

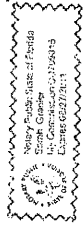
A. D. 2010

Pamela K. Blackstone
Pamela K. Blackstone

Notary Public

Notary Public

Notary Public



NOTICE OF INTENT TO USE UNIFORM METHOD OF COLLECTING NON-AD VALORE ASSESSMENTS

The City of Lake Wales, Florida (the "City") hereby provides notice, pursuant to Section 197.3632(3)(g), Florida Statutes, of its intent to use the uniform method of collecting non-ad valorem special assessments to be levied within the unincorporated area of the City. For the purpose of providing street lighting services, utilities, and programs commencing for the fiscal year beginning on October 1, 2011, the City will consider the adoption of a resolution electing to the uniform method of collecting such assessment authorized by Section 197.3632, Florida Statutes, at a public hearing to be held at 8:00 p.m. on Friday, September 10, 2010 at the City of Lake Wales Municipal Complex, 20 W. Central Ave., Lake Wales, Florida 33853. Such resolution will state the need for the levy and will contain a legal description of the boundaries of the real property subject to the levy. Copies of the proposed form of the resolution, which contains the legal description of the real property subject to the levy, are on file at the City Clerk's office, 20 W. Central Ave., Lake Wales, Florida 33853. All interested persons are invited to attend.

In the event any person desires to appeal any decision of the City with respect to any matter relating to the consideration of the resolution at the above-referenced public hearing, record of the proceeding may be needed and in such an event, such person may need to ensure that a verbatim record of the public hearing is made, which record includes the testimony and evidence on which the appeal is to be based. In accordance with the Americans with Disability Act, persons needing a special accommodation or an interpreter to participate in this proceeding should contact the City Clerk at (351) 678-4182 ext. 228, at least three (3) days prior to the date of the hearing.

AFFIDAVIT OF PUBLICATION
THE LAKE WALES NEWS

Published Weekly
LAKE WALES, POLK COUNTY, FLORIDA

STATE OF FLORIDA
COUNTY OF POLK:

Before the undersigned authority personally appeared PAMELA K. BLACKSTONE, who, on oath, says that she is the official representative of The Lake Wales News, a weekly newspaper published at Lake Wales, in Polk County, Florida; that the attached copy of advertisement, being a *Notice of Intent*

in the matter of

The City of Lake Wales, in the Circuit Court,
was published in said newspaper in the issues of *August 25, 2010*

Affiant further says that the said Lake Wales News is a newspaper published at Lake Wales, in said Polk County, Florida, and that the said newspaper has heretofore been continuously published in said Polk County, Florida, each Thursday and has been entered as second class mail matter at the post office in Lake Wales, in said Polk 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.

Sworn to and subscribed

before me this *26*

day of *August*

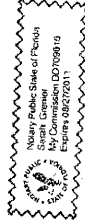
A. D. *2010*

Pamela K. Blackstone
Pamela K. Blackstone

Pamela K. Blackstone

Notary Public.

(SEAL)



**NOTICE OF INTENT TO USE UNIFORM METHOD OF
COLLECTING NON-AD VALOREM ASSESSMENTS**

The City of Lake Wales, Florida (the "City") hereby provides notice, pursuant to Section 197.362(3)(a), Florida Statutes, of its intent to use the uniform method of collecting non-ad valorem special assessments to be levied within the incorporated area of the City, for the cost of providing street lighting, benches, facilities and programs commencing for this fiscal year beginning on October 1, 2011. The City will consider the adoption of a resolution electing to the uniform method of collecting such assessment authorized by Section 197.362, Florida Statutes, at a public hearing to be held at 6:00 p.m. on Friday, September 10, 2010 at the City of Lake Wales Municipal Complex, 201 W. Central Ave., Lake Wales, Florida 33853. Such resolution will state the need for the levy and will contain a legal description of the boundaries of the real property subject to the levy. Copies of the proposed form of the resolution, which contains the legal description of the real property subject to the levy, are on file at the City Clerk's office, 201 W. Central Ave., Lake Wales, Florida 33853. All interested persons are invited to attend.

In the event any person desires to appeal any decision of the City with respect to any matter relating to the consideration of the resolution, at the above-referenced public hearing, a record of the proceeding may be needed and in such an event, such person may need to ensure that a verbatim record of the public hearing is made, which record includes the testimony and evidence on which the appeal is to be based. In accordance with the Americans with Disability Act, persons needing a special accommodation or an interpreter to participate in this proceeding should contact the City Clerk at (863) 678-4182 ext. 228, at least three (3) days prior to the date of the hearing.

Exhibit B

Legal Description of Special Assessment Area

BROOKSHIRE

The SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 11, Township 29 South, Range 27 East, LESS highway right-of-way and EXCEPT the North 256 feet and the South 10 feet of the West 250 feet of the North 266 feet; and The North $\frac{1}{2}$ of the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 14, Township 29 South, Range 27 East, LESS a small triangular-shaped piece of land on the South side described in Deed Book 419, Page 455, Public Records of Polk County, Florida, LESS highway right-of-way.

All lying and being in Polk County, Florida.