



Broward County

Legislation Details (With Text)

File #: 22-1279 **Version:** 1

Status: Agenda Ready

In control: County Attorney

On agenda: 8/25/2022 **Final action:** 8/25/2022

Title: A. MOTION TO APPROVE form interlocal agreement attached as Exhibit 1 for the uniform method of levy, collection, and enforcement of non-ad valorem assessments, including as may be modified from time to time by the Office of the County Attorney in nonmaterial form or as required to comply with changes in law; and to authorize the County Administrator to execute the form agreements with municipalities and special districts, including any amendments thereto that may be required to comply with changes in law and that do not materially modify the County's obligations, subject to approval as to legal sufficiency by the Office of the County Attorney.

(Transferred to the Consent Agenda.)

ACTION: (T-10:19 AM) Approved.

VOTE: 9-0.

B. MOTION TO APPROVE form interlocal agreement attached as Exhibit 2 for the uniform method of levy, collection, and enforcement of non-ad valorem assessments for qualifying improvements authorized pursuant to a Property Assessed Clean Energy ("PACE") program, including as may be modified from time to time by the Office of the County Attorney in nonmaterial form or as required to comply with changes in law; and to authorize the County Administrator to execute the form agreements with municipalities and special districts, including any amendments thereto that may be required to comply with changes in law and that do not materially modify the County's obligations, subject to approval as to legal sufficiency by the Office of the County Attorney.

(Transferred to the Consent Agenda.)

ACTION: (T-10:19 AM) Approved.

VOTE: 9-0.

Sponsors:

Indexes:

Code sections:

Attachments: 1. Exhibit 1 - Proposed Form Agreement for Non-Ad Valorem Assessments, 2. Exhibit 2 - Proposed Form Agreement for PACE Assessments

Date	Ver.	Action By	Action	Result
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Broward County Commission Regular Meeting

Director's Name: Andrew J. Meyers

Department: County Attorney

Information

Requested Action

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levy, collection, and enforcement of non-ad valorem assessments, including as may be modified from time to time by the Office of the County Attorney in nonmaterial form or as required to comply with changes in law; and to authorize the County Administrator to execute the form agreements with municipalities and special districts, including any amendments thereto that may be required to comply with changes in law and that do not materially modify the County's obligations, subject to approval as to legal sufficiency by the Office of the County Attorney.

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(Transferred to the Consent Agenda.)

ACTION: (T-10:19 AM) Approved.

VOTE: 9-0.

Why Action is Necessary

Required to approve the form agreements and to provide the referenced authorities to the County Administrator and to the Office of the County Attorney.

What Action Accomplishes

Approves the form agreements and provides the referenced authorities to the County Administrator and to the Office of the County Attorney.

Is this Action Goal Related

No

Previous Action Taken

Summary Explanation/Background

This item seeks Board approval of updated versions of two form interlocal agreements with municipalities and special districts relating to the collection method for non-ad valorem assessments.

Motion A: Section 197.3632, Florida Statutes, establishes a uniform method of levy, collection, and enforcement of non-ad valorem assessments, and requires municipalities and special districts

desiring to utilize the uniform method to enter into an agreement with the tax collector to perform such services on their behalf. The proposed updated form agreement is attached as Exhibit 1. The form agreement will be used with those municipalities and special districts electing to use the uniform method of collecting non-ad valorem assessments for new assessments or at such time existing agreements expire.

Motion B: Section 163.08, Florida Statutes, sets forth provisions for local governments to establish programs to finance PACE programs, in which the repayment of certain improvements is levied and collected as a non-ad valorem assessment. The proposed form agreement for PACE Program improvements is attached as Exhibit 2. The form agreement will be used when local governments authorized by Section 163.08, Florida Statutes, elect to collect their costs incurred for qualifying improvements using the uniform method. PACE assessments are subject to many, but not all, of the collection provisions contained in Section 197.3632, Florida Statutes.

Source of Additional Information

René D. Harrod, Chief Deputy County Attorney, 954-357-7600

Fiscal Impact

Fiscal Impact/Cost Summary

None.