RESOLUTION 26-R

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PORT ST. LUCIE, FLORIDA, AUTHORIZING THE EXECUTION OF AN INTERLOCAL AGREEMENT WITH THE ST LUCIE COUNTY TAX COLLECTOR TO COLLECT A NON-AD VALOREM ASSESSMENT AGAINST RESIDENTIAL PROPERTIES WITHIN THE BOUNDARIES OF THE AREA KNOW AS THE CITY OF PORT ST LUCIE FOR THE PURPOSE OF RECOUPING THE COSTS OF VOLUNTARY CULVERT REPAIR SERVICES FROM THE OWNERS OF THE PROPERTIES BENEFITTED

WHEREAS, the City intends to levy non-ad valorem special assessments against residential properties within the boundaries of the area known as the City of Port St. Lucie for the purpose of recouping the costs of voluntary culvert repair services from the owners of the properties so benefitted ("Culvert Assessment"); and

WHEREAS, the purpose of the levy is to provide financing of improvements to stormwater culverts in the City; and

WHEREAS, the City is authorized to impose non-ad valorem assessments and by resolution has expressed its intent to use the uniform method of notice, levy, collection and enforcement of such assessments, as authorized by Section 197.3632, Florida Statutes; and

WHEREAS, the uniform methodology with its enforcement provisions including the use of tax certificates and tax deeds for enforcing against any delinquencies, is more fair to the delinquent property owner than traditional lien foreclosure methodology; and

WHEREAS, the uniform method will provide for more efficiency of collection by virtue the assessment being on the tax bill issued by the Tax Collector which will produce positive economic benefits to the City; and

WHEREAS, the uniform methodology will tend to eliminate confusion and promote local government accountability; and

WHEREAS, Section 197.3632(2), Florida Statutes, provides that the City shall enter into a written agreement with the Tax Collector for reimbursement of necessary administrative costs is incurred in implementing said section; and

WHEREAS, Section 197.3632(7), Florida Statutes, provides that the City shall bear all costs associated with any separate notice in the event Tax Collector is unable to merge a non-ad valorem assessment roll to produce the annual tax notice; and

WHEREAS, Section 197.3632(8)(c), Florida Statutes, provides that the City shall compensate the Tax Collector for actual costs of collection of non-ad valorem assessments.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY OF PORT ST. LUCIE, FLORIDA:

Section 1. Ratification of Recitals. The foregoing recitals are hereby ratified and confirmed as true and correct and are hereby made a part of this Resolution.

Section 2. Implementation. The Mayor, or her designee, are hereby authorized and directed to proceed to execute the Interlocal Agreement attached as **Exhibit "A".**

Section 3. Conflict. If any resolutions, or parts of resolutions, are in conflict herewith, this Resolution shall control to the extent of the conflicting provisions.

Section 4. Severability. The provisions of this Resolution are intended to be severable. If any part of this Resolution is determined to be void or is declared illegal, invalid, or unconstitutional by a Court of competent jurisdiction, the remainder of this Resolution shall remain in full force and effect.

Section 5. Effective Date. This Resolution shall become effective immediately upon adoption.

PASSED AND ADOPTED by the City Council of the City of Port St. Lucie, Florida, this ______ day of ____________________, 2026.

CITY COUNCIL
CITY OF PORT ST. LUCIE

ATTEST:

By:________________________________
Shannon Martin, Mayor

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Sally Walsh, City Clerk

APPROVED AS TO FORM:

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Richard Berrios, City Attorney