



MEMORANDUM

Agenda Item No. 15(A)(12)

TO: Honorable Chairman Jose "Pepe" Diaz and
Members, Board of County Commissioners

DATE: May 3, 2022

FROM: Honorable Harvey Ruvlin, Clerk
Circuit and County Courts

SUBJECT: Resolution Authorizing
Intergovernmental
Cooperation Agreement
with the Village of
Pinecrest


Basia Pruna, Director
Clerk of the Board Division

Resolution No. R-462-22

Section 2-70(6) of the Miami-Dade County Code provides that the Property Appraiser may submit resolutions, ordinances, or reports related to his duties to the Clerk of the Board for placement on the next available agenda of the Miami-Dade County Board of County of Commissioners.

Attached for your consideration is a proposed resolution submitted by the Property Appraiser authorizing an Intergovernmental Cooperation Agreement with the Village of Pinecrest.

BP/dmc

Attachment

Memorandum



Date: May 3, 2022

To: Honorable Chairman Jose "Pepe" Diaz
and Members, Board of County Commissioners

From: Pedro J. Garcia, MNAA
Property Appraiser 

Subject: Resolution Authorizing Intergovernmental Cooperation Agreement with the Village of Pinecrest

Recommendation

It is recommended that the Board of County Commissioners (Board) authorize execution of the attached Intergovernmental Cooperation Agreement (Agreement) by and among Miami-Dade County on behalf of the Tax Collector (Collector), Miami-Dade County Office of the Property Appraiser (Appraiser) and the Village of Pinecrest (Village) to utilize the uniform method for the levy, collection and enforcement of non-ad valorem assessments, as prescribed in Section 197.3632, Florida Statutes.

Scope

The Village is located within County Commission District 7, represented by Commissioner Raquel A. Regalado. The Village has requested that the Appraiser and Collector include its proposed or adopted non-ad valorem assessments for portable water improvements of the Village on the notice of proposed taxes as specified in Section 200.069, Florida Statutes, and on the combined notice of ad valorem and non-ad valorem assessments provided for in Sections 197.3632 and 197.3635, Florida Statutes.

Delegation of Authority

This item authorizes the County Mayor or County Mayor's designee to execute the agreement approved by this item on behalf of the Tax Collector, following approval by the County Attorney's Office as to legal sufficiency.

Fiscal Impact/Funding Source

The Village agrees that the County shall be entitled to retain two percent on the amount of special assessments collected and remitted to cover all the County's associated costs. There is no negative fiscal impact to the County because of this Agreement.

Track Record/Monitor

The Village agrees that all certified assessment rolls will be maintained and transmitted to the Appraiser and Collector on compatible electronic medium as defined in Section 197.3632(1), Florida Statutes. The Agreement is managed by the Office of the Property Appraiser.

Background

In accordance with Sections 197.3632 and 197.3635, Florida Statutes, and the Agreement, the Village will charge separate non-ad valorem assessments for portable water improvements of the Village. The Agreement affords the Village the convenience and financial savings of utilizing the TRIM notice and combined tax bill for collection of its non-ad valorem assessments. Use of the ad valorem method for

collection of these assessments could result in issuance of tax certificates, tax deeds and the loss of title to the property, if said assessments are not paid by the property owners. The term of this Agreement commences with special assessments collected in 2022 and continues until cancelled by either party.



MEMORANDUM

(Revised)

TO: Honorable Chairman Jose "Pepe" Diaz
and Members, Board of County Commissioners

DATE: May 3, 2022

FROM: 
Gen Bonzon-Keenan
County Attorney

SUBJECT: Agenda Item No. 15(A)(12)

Please note any items checked.

- ☐ "3-Day Rule" for committees applicable if raised
- ☐ 6 weeks required between first reading and public hearing
- ☐ 4 weeks notification to municipal officials required prior to public hearing
- ☐ Decreases revenues or increases expenditures without balancing budget
- ☐ Budget required
- ☐ Statement of fiscal impact required
- ☐ Statement of social equity required
- ☐ Ordinance creating a new board requires detailed County Mayor's report for public hearing
- ☒ No committee review
- ☐ Applicable legislation requires more than a majority vote (i.e., 2/3's present ____, 2/3 membership ____, 3/5's ____, unanimous ____, CDMP 7 vote requirement per 2-116.1(3)(h) or (4)(c) ____, CDMP 2/3 vote requirement per 2-116.1(3)(h) or (4)(c) ____, or CDMP 9 vote requirement per 2-116.1(4)(c)(2) ____ to approve
- ☐ Current information regarding funding source, index code and available balance, and available capacity (if debt is contemplated) required

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 15(A)(12)

5-3-22

RESOLUTION NO. R-462-22

RESOLUTION APPROVING THE INTERGOVERNMENTAL COOPERATION AGREEMENT BETWEEN THE VILLAGE OF PINECREST, MIAMI-DADE COUNTY, AND THE MIAMI-DADE COUNTY OFFICE OF THE PROPERTY APPRAISER TO PROVIDE SERVICES TO THE VILLAGE OF PINECREST IN ACCORDANCE WITH THE UNIFORM METHOD FOR THE LEVY, COLLECTION AND ENFORCEMENT OF NON-AD VALOREM ASSESSMENT CONTAINED IN SECTIONS 197.3632 AND 197.3635 OF THE FLORIDA STATUTES; AUTHORIZING THE COUNTY MAYOR OR DESIGNEE TO EXECUTE SAME AND EXERCISE PROVISIONS CONTAINED THEREIN, INCLUDING CANCELLATION

WHEREAS, the Village of Pinecrest (“the Village”) has adopted resolution number 2021-48, a copy of which is attached hereto as Exhibit A, setting forth the Village’s intent to use the uniform method for the levy and collection of certain non-ad valorem assessments; and

WHEREAS, prior to the public hearing at which Resolution 2021-48 was adopted, the Village published notice of its intent to consider utilization of the uniform method of levy, collection and enforcement of non-ad valorem assessment, a copy of which notice is attached hereto as Exhibit B; and

WHEREAS, the Village wishes to enter into an agreement with the Miami-Dade County Office of the Property Appraiser (the “Property Appraiser”) and Miami-Dade County (the “County”), in substantially the form attached hereto as Exhibit C, to collect these non-ad valorem assessments by placing them on the TRIM notice and tax bill; and

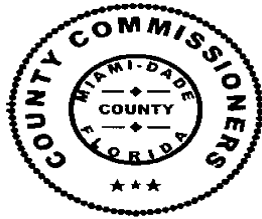
WHEREAS, this Board desires to accomplish the purposes outlined in the accompanying memorandum, a copy of which is incorporated herein by reference,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that, in accordance with sections 197.3632 and 197.3635 of the Florida Statutes, the uniform method for the levy, collection and enforcement of non-ad valorem assessments, this Board hereby approves the attached Intergovernmental Cooperation Agreement between the Village, the County, and the Property Appraiser to provide services to the Village (“Agreement”). This Board hereby further authorizes the Mayor or designee to execute the Agreement on behalf of the County, in substantially the form attached hereto, and to exercise the provisions contained therein, including cancellation.

The foregoing resolution was offered by Commissioner **Rebeca Sosa** , who moved its adoption. The motion was seconded by Commissioner **Raquel A. Regalado** and upon being put to a vote, the vote was as follows:

Jose “Pepe” Diaz, Chairman	aye
Oliver G. Gilbert, III, Vice-Chairman	aye
Sen. René García	aye
Sally A. Heyman	aye
Eileen Higgins	aye
Kionne L. McGhee	aye
Raquel A. Regalado	aye
Sen. Javier D. Souto	aye
Keon Hardemon	aye
Danielle Cohen Higgins	aye
Joe A. Martinez	aye
Jean Monestime	aye
Rebeca Sosa	aye

The Chairperson thereupon declared this resolution duly passed and adopted this 3rd day of May, 2022. This resolution shall become effective upon the earlier of (1) 10 days after the date of its adoption unless vetoed by the County Mayor, and if vetoed, shall become effective only upon an override by this Board, or (2) approval by the County Mayor of this resolution and the filing of this approval with the Clerk of the Board.



MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

Basia Pruna

By: _____
Deputy Clerk

Approved by County Attorney as to form and legal sufficiency. DPL

Jorge Martinez-Esteve
Daija Page Lifshitz

RESOLUTION NO. 2021-48

EXHIBIT A

A RESOLUTION OF THE VILLAGE OF PINECREST, FLORIDA, PROVIDING FOR THE UNIFORM METHOD OF LEVYING, COLLECTING AND ENFORCING NON-AD VALOREM ASSESSMENTS FOR POTABLE WATER IMPROVEMENTS IN ACCORDANCE WITH THE PROVISIONS OF SECTION 197.3632, F.S. THROUGHOUT THE INCORPORATED AREA OF THE VILLAGE FOR THE FISCAL YEAR BEGINNING ON OCTOBER 1, 2022; STATING A NEED FOR SUCH LEVY; PROVIDING FOR THE MAILING AND TRANSMITTAL OF THIS RESOLUTION; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, pursuant to Chapter 170, Florida Statutes and the Charter of the Village of Pinecrest, Florida (the "Village"), the Village has the authority to construct water distribution facilities, as more particularly described in the plans and specifications on file with the Village (the "Potable Water Improvements") and to defray the cost of constructing such facilities in whole or in part by the imposition of non-ad valorem special assessments on the properties benefitted by such Potable Water Improvements; and

WHEREAS, the Village Council of the Village hereby determines that the construction of the Potable Water Improvements are necessary for the health, safety and welfare of the residents of the Village; and

WHEREAS, Section 197.3632, Florida Statutes establishes a uniform method for the levy, collection and enforcement of non-ad valorem assessments (the "Uniform Method"); and

WHEREAS, Section 197.3632, Florida Statutes, authorizes the Village to elect to utilize the Uniform Method; and

WHEREAS, the Village Council desires to use the Uniform Method for the purpose of collecting special assessments to be levied on those properties benefitted by the construction of the Potable Water Improvements; and

WHEREAS, the Village Council has advertised and conducted a public hearing, as shown on the advertisement and proof of publication attached hereto and incorporated herein as Exhibits "A" and "B," respectively, prior to the adoption of this Resolution; and

WHEREAS, pursuant to Section 197.3632, Florida Statutes, the legal description of the boundaries of the properties which may be subject to the levy of non-ad valorem assessments is attached hereto and incorporated herein as Exhibit "C;" and

WHEREAS, the Village Council finds that the adoption of this Resolution is in the best interest and welfare of the Village;

NOW, THEREFORE, BE IT RESOLVED BY THE VILLAGE COUNCIL OF PINECREST, FLORIDA AS FOLLOWS:

Section 1. Recitals. The above recitals are true and correct and incorporated herein by reference.

Section 2. Intent. Commencing with the fiscal year beginning October 1, 2022, the Village of Pinecrest intends to use the Uniform Method of collecting non-ad valorem assessments as authorized by Section 197.3632, Florida Statutes, as amended from time to time to fund the costs of the Potable Water Improvements. Such non-ad valorem assessments will be levied within the incorporated area of the Village, as described in Section 1.3 of the Village Charter. A legal description of the area subject to the non-ad valorem assessment is attached hereto and incorporated herein as Exhibit "C." The non-ad valorem assessments and the Village's use of the Uniform Method of collecting such non-ad valorem assessments may continue for more than one year.

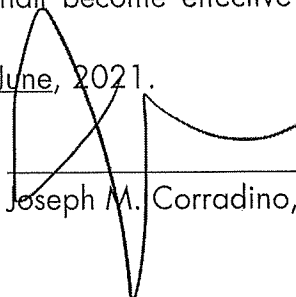
Section 3. Need for Levy. The Village Council hereby determines that the levy of the non-ad valorem assessments is needed to fund the cost of capital and infrastructure improvements, including but not limited to, the acquisition, design, construction and installation of potable water mains and water distribution facilities within the incorporated area of the Village, as described in Section 1.3 of the Village Charter.

Section 4. Authorization. The Village Council hereby authorizes the Village Manager to implement the intent and purpose of this Resolution by, including but not limited to, notifying the Miami-Dade County Property Appraiser's office, the Tax Collector and the Department of Revenue for the State of Florida of the Village's intent to collect such non-ad valorem assessments by using the uniform method of collection and entering into a written agreement with the Property Appraiser and Tax Collector for this purpose, subject to the approval of the Village Attorney as to form, content, and legal sufficiency.

Section 5. Direction to Village Clerk. The Village Clerk is hereby directed to send certified copies of this Resolution to the Miami-Dade County Property Appraiser, Miami-Dade County Tax Collector, and the Florida Department of Revenue.

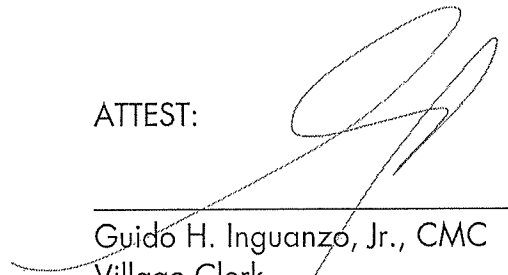
Section 6. Effective Date. This Resolution shall become effective immediately upon adoption.

PASSED AND ADOPTED this 8th day of June, 2021.



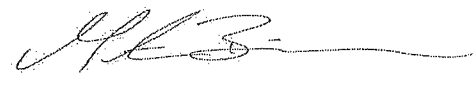
Joseph M. Corradino, Mayor

ATTEST:

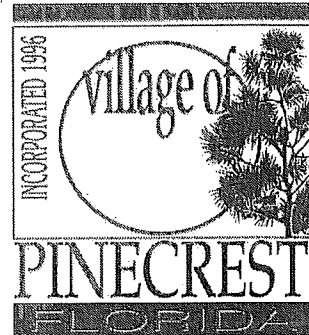


Guido H. Inganzo, Jr., CMC
Village Clerk

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:



Mitchell Bierman
Village Attorney



Motion by: Councilmember Hochkammer
Second by: Councilmember Abbott

Vote: Councilmembers Abbott, del Prado, Hochkammer, Vice Mayor Kraft, and Mayor Corradino voting Yes

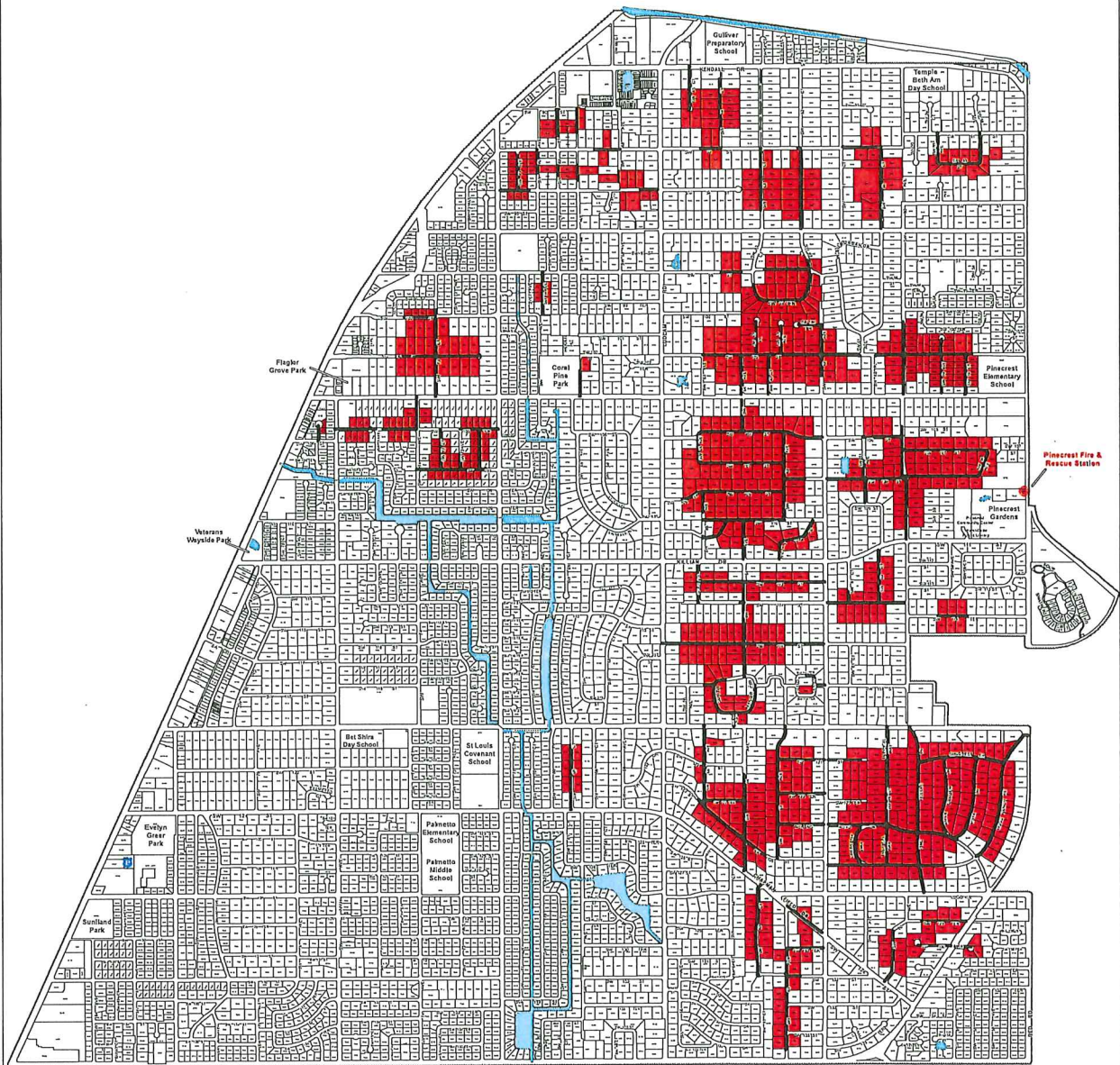
Village of Pinecrest

Water Assessment District

Final Hearing October 19, 2021

Legend

- Fire Rescue Station
- ▣ Police Station
- Water Main Locations
- Water Assessment District
- Water Bodies



0 625 1,250 2,500 3,750 5,000
Feet

OCTOBER 2021



LEGAL DESCRIPTION OF AREAS SUBJECT TO ASSESSMENT

The Village's corporate boundary as set forth in Section 1.3 of the Village Charter, to wit:

BEGIN at the intersection of the North line of Section 6, Township 55 South, Range 41 East (being the centerline of N. Kendal Drive), with the East right-of-way line of S.W. 57 Avenue (Red Road); thence run South, along said East right-of-way line of Red Road, to its intersection with the South line of the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 7, Township 55 South, Range 41 East; thence run East, along said South line to its intersection with the centerline of said Snapper Creek Canal; thence run Southeasterly, along the centerline of Snapper Creek Canal to its intersection with a line lying 35.00 feet Westerly of and parallel with the centerline of Old Cutler Road (Ingram Highway), being also the city limit line of the City of Coral Gables; thence run Southwesterly to Westerly along said line to its intersection with the East line of the SE $\frac{1}{4}$ of Section 12, Township 55 South, Range 40 East; thence run North along said East line of the SE $\frac{1}{4}$ of Section 12 to its intersection with the Easterly extension of the North line of Block 1 of PINE BAY ESTATES SECTION NO. 1, according to the plat thereof recorded in Plat Book 82 at Page 24 of the Public Records of Miami-Dade County, Florida; thence Westerly, along said North line of said Block 1, and its Easterly and Westerly extensions, to its intersection with the centerline of S.W. 60th Avenue; thence Southerly, along the centerline of said S.W. 60th Avenue, to its intersection with the Westerly extension of the South line of Block 4 of said PINE BAY ESTATES SECTION NO. 1; thence Easterly, along the South line of said Block 4 and its Westerly extension, to the Northwest corner of Lot 3 in Block 4 of PINE BAY ESTATES SECTION NO. 2, according to the plat thereof recorded in Plat Book 87 at Page 83 of the Public Records of Miami-Dade County, Florida; thence South, along the West line of said Lot 3, to the Southwest corner thereof; thence Easterly, along the South line of said Lot 3, to the Northwest corner of Lot 4 in said Block 4; thence Southerly, along the West line of said Lot 4 and its Southerly extension, to its intersection with the South line of the aforementioned Section 12; thence Easterly, along the South line of said Section 12, and along the centerline of S.W. 120th Street, to its intersection with the West line of the East 35.00 feet of said SE $\frac{1}{4}$ of Section 12; thence run Southerly, along the West line of the East 35.00 feet of the NE $\frac{1}{4}$ of Section 13, Township 55 South, Range 40 East (being the Westerly city limit of the City of Coral Gables) and along the Westerly right-of-way line of said Old Cutler Road, to its intersection with the centerline of S.W. 128th Street (Lugo Road); thence run Easterly along the centerline of said S.W. 128th Street and along the city limit line of the City of Coral Gables, to the East line of Section 13, Township 55 South, Range 40 East; thence run Southerly, along the East line of the SE $\frac{1}{4}$ of said Section 13 and along the city limit line of the City of Coral Gables, (also being the centerline of Red Road) to its intersection with the South line of said Section 13, (also being the centerline of S.W. 136th Street); thence run Westerly, along the South line of said Section 13 and continuing Westerly along the centerline of S.W. 136th Street (Howard Drive) to its intersection with the centerline of State Road No. 5 (U.S. 1); thence run Northeasterly along the centerline of said State Road No. 5 to the point of intersection with the centerline of Snapper Creek Canal (Canal No. C-2); thence run Easterly, along the centerline of said Snapper Creek Canal, to its intersection with the East line of the SW $\frac{1}{4}$ of Section 36, Township 54 South, Range 40 East; thence run Southerly, along the East line of the SW $\frac{1}{4}$ of said Section 36 to the point of intersection with the North line

of Section 1, Township 55 South, Range 40 East; then run Easterly along said North line of Section 1 to the Northeast corner of said Section 1 (said last two (2) courses being along the city limit line of the City of South Miami); thence continue Easterly along the North line of aforesaid Section 6, Township 55 South, Range 41 East to the POINT OF BEGINNING; all lying and being in Miami-Dade County, Florida.

NOTICE BY THE VILLAGE OF PINECREST OF INTENT TO USE THE UNIFORM AD VALOREM METHOD OF COLLECTION OF A NON-AD VALOREM ASSESSMENT

SUNDAY JUNE 6 2021

NEIGHBORS

195C



NOTICE BY THE VILLAGE OF PINECREST OF INTENT TO USE THE UNIFORM AD VALOREM METHOD OF COLLECTION OF A NON-AD VALOREM ASSESSMENT

Notice is hereby given that the following resolution will be considered by the Pinecrest Village Council at a meeting to be held on Tuesday, June 8, 2021, 6:00 p.m., at the Pinecrest Municipal Center/Council Chamber, 12645 Pinecrest Parkway, Pinecrest, Florida.

A RESOLUTION OF THE VILLAGE OF PINECREST, FLORIDA, PROVIDING FOR THE UNIFORM METHOD OF LEVYING, COLLECTING AND ENFORCING NON-AD VALOREM ASSESSMENTS FOR POTABLE WATER IMPROVEMENTS IN ACCORDANCE WITH THE PROVISIONS OF SECTION 197.3632, F.S. THROUGHOUT THE INCORPORATED AREA OF THE VILLAGE FOR THE FISCAL YEAR BEGINNING ON OCTOBER 1, 2022, STATING A NEED FOR SUCH LEVY; PROVIDING FOR THE MAILING AND TRANSMITTAL OF THIS RESOLUTION; AND PROVIDING FOR AN EFFECTIVE DATE.

The purpose of the public hearing is to consider adoption of the resolution authorizing the Village to use the uniform ad valorem method of collecting non-ad valorem assessments levied by the Village as provided in F.S. 197.3632. Interested parties are invited to appear and be heard. Written comments may also be submitted to the Village Council. Visit www.pinecrestfl.gov for details. Copies of the proposed resolution may be obtained at the Pinecrest Municipal Center, 12645 Pinecrest Parkway, Pinecrest, Florida 33156 or via e-mail by sending a request to clerk@pinecrestfl.gov.

In accordance with the Americans with Disabilities Act of 1990, all persons who are disabled and who need special accommodations to participate in this meeting because of that disability should contact the Village Clerk at 305-234-2121 not later than two business days prior to such proceedings.

Should any person decide to appear any decision of the Village Council with respect to any matter to be considered at this meeting, that person shall insure that a verbatim record of the proceedings is made including all testimony and evidence upon which any appeal may be based (F.S. 286.0105).

Guido H. Inguanzo, Jr., CMC
Village Clerk

Publication Dates: May 16th, May 23rd, May 30th, June 6th

www.pinecrest-fl.gov



CITY OF SOUTH MIAMI, FLORIDA CITY COMMISSION NOTICE OF PUBLIC HEARINGS

In order to balance the need for the City of South Miami to function and conduct vital business during the COVID-19 pandemic and, at the same time, to protect the health, safety and welfare of its citizens; officers, officials and administrative staff, and pursuant to City of South Miami Code, Chapter 286.011, F.S. Stat, the City's Home Rule Powers, and City Manager's declaration of a state of emergency due to the Coronavirus, the City will be holding its City Commission Meeting VIRTUALLY through communications media technology (CMT) until the state of emergency has ended or such distancing is no longer required by any relevant Executive Orders. All Commission members will participate by video conferencing through the Zoom platform and members of the public may join the meeting via Zoom at <https://zoom.us/j/2066336330> and participate. A minimum of three members of the City Commission will be physically present in the City Commission Chamber and they will be broadcast on the Zoom platform along with all other members of the Commission, City Staff and the public who may attend remotely from the Commission Chambers and from other locations.

The meeting is scheduled to begin on **Tuesday, June 15, 2021 at 7:00 p.m.** to consider the following public hearing item(s):

A Resolution of the Mayor and City Commission of the City of South Miami relating to the City Clerk extending the option to add two (2) additional years to the term of the current contract of Nkegwa A. Payne as City Clerk.

If you desire to present evidence if you are unable to use Zoom, there are procedures to follow and other options available, including a dedicated phone line to listen and participate in the meeting and limited public attendance, all of which is set forth in the meeting notice posted at City Hall and at <https://www.southmiamifl.gov/280/PublicMeetings/Agendas>. Anyone who wishes to review pending application, supporting documentation or who desire to have documents made available for viewing by everyone during the meeting must contact the City Clerk by calling 305-663-6340.

Note that pursuant to Florida Statutes 286.0105, a person who decides to appeal any decision made by a Board, Agency or Commission with respect to any matter considered at its meeting or hearing, a record of the proceedings will be required for such appeal and such person will be required to have a verbatim transcript of the proceedings including the testimony and evidence upon which the appeal is to be based.

NOTE: To request a modification to a rule, practice or procedure or to request an auxiliary aide or service in order to participate in a City program, activity or event, you must do so no later than 4:00 p.m., 3 business days before the meeting that example the day of the meeting deliver your request to the City Clerk by telephone 305-663-6340, by mail at 8180 Sunset Drive, South Miami, Florida or email at apayne@southmiamifl.gov.

Nkegwa A. Payne, CMC
City Clerk

*The minimum standards for adopting a resolution or enacting an ordinance are set forth in 166.041(4). **A majority of the members of the governing body shall constitute a quorum. An affirmative vote of a majority of a quorum present is necessary to reject any ordinance or adopt any resolution. ***

Neighbors 4 Neighbors

Neighbors 4 Neighbors is partnering with the Children's Services Council of Broward to help break the stigma about mental health and wellness and share with you the resources available to help you and your family.

No matter who you are, we all need a little help sometimes and that is nothing to be ashamed of. No matter your culture, what society says or what you were brought up to believe, taking care of your mind is just as important as eating right or exercising.

We also know it's not a one size fits all, so that's why we have a ton of resources available to you. Most of them free or at a low cost.

On our website you will find links and phone numbers to resources right here in South Florida, as well as links to articles that can answer your questions.

<https://neighbors4neighbors.org/mentalwellness>



Remember you are never alone.
If you need someone to talk with right now, please call 211 or text the crisis hotline.
Crisis Text Line: Text HOME to 741741
There are people who care available 24/7.

Help us keep the giving going with a donation at
www.neighbors4neighbors.org

Call Neighbors 4 Neighbors at 305.597.4404 or watch **4** and **TV** for more.

A Community Service of **Miami Herald** in partnership with CBS4



**INTERGOVERNMENTAL COOPERATION AGREEMENT
BY AND AMONG
MIAMI-DADE COUNTY PROPERTY APPRAISER
AND
MIAMI –DADE COUNTY TAX COLLECTOR
AND
VILLAGE OF PINECREST**

EXHIBIT C

THIS INTERGOVERNMENTAL COOPERATION AGREEMENT (the "Agreement") is made and entered into as of the ____ day of _____, 2022, by and among Miami-Dade County Office of the Property Appraiser (hereinafter referred to as ("Property Appraiser"), Florida, Miami-Dade County on behalf of the Tax Collector (hereinafter referred to as "Tax Collector"), Florida, and the Village of Pinecrest, Florida (hereinafter referred to as "Village").

WITNESSETH:

WHEREAS, the Village intends to adopt non-ad valorem assessments or special assessments for portable water improvements within the Village of Pinecrest; and

WHEREAS, the Village intends to utilize the uniform method of collection, as outlined in Sections 197.3632 and 197.3635, Florida Statutes, for collecting the above-referenced non-ad valorem special assessments for the aforementioned services; and

WHEREAS, the Village has requested that the Property Appraiser include its adopted non-ad valorem assessments for portable water improvements on the Notice of Proposed Property Taxes as specified in Section 200.069, Florida Statutes ("TRIM Notice"); and

WHEREAS, the Village has requested that the Tax Collector include its adopted non-ad valorem assessments for portable water improvements on the Combined Notice of Ad Valorem and Non-Ad Valorem Assessments provided for in Section 197.3635, Florida Statutes; and

WHEREAS, pursuant to Section 197.3632, Florida Statutes, the Village, the Property Appraiser, and the Tax Collector must enter into a written agreement evidencing the Property Appraiser's and the Tax Collector's agreement to place the Village's herein specified non-ad valorem assessments on the TRIM Notice and tax bill; and

WHEREAS, the Village represents that it has duly complied with the Notice provisions and adopted Resolution No. 2021-48 in compliance with the required resolutions set forth in Section 197.3632 Florida Statutes, so as to entitle the Village to utilize the non-ad valorem method of collection, and the Tax Collector and Property Appraiser have relied on these representations, and

NOW, THEREFORE, for good and valuable consideration and intending to be legally bound hereby, the Village, the Property Appraiser, the Tax Collector agree as follows:

1. The Village, Property Appraiser, and Tax Collector shall abide by all statutes, rules and regulations pertaining to the levy and collection of non-ad valorem assessments, including the provisions of sections 197.3632, 197.3635, Florida Statutes, as amended, and any applicable rules duly promulgated by the Department of Revenue.
2. The Property Appraiser agrees to place the Village's non-ad valorem assessments for portable water improvements within the Village of Pinecrest on the Notice of Proposed Property Taxes and Proposed or Adopted Non-Ad Valorem Assessments prepared in accordance with Section 200.069, Florida Statutes.
3. The Tax Collector agrees to the Village's request to place its adopted non-ad valorem assessments for portable water improvements within the Village of Pinecrest on the Combined Notice of Ad Valorem Taxes and Non-Ad

Valorem Assessments in accordance with Section 197.3635, Florida Statutes.

4. The Village agrees that all certified assessment rolls will be maintained and transmitted to the Property Appraiser and the Tax Collector on compatible electronic medium as defined in Section 197.3632(1), Florida Statutes.
5. The Village agrees that, in consideration for services herein agreed to be performed by the Tax Collector, the Tax Collector shall be entitled to retain, in the Tax Collector's sole discretion, the actual costs of collection not to exceed two percent (2%) on the amount of special assessments collected and remitted.
6. **Duration of this Agreement.** This Agreement shall take effect upon signing and shall extend to the collection of special assessments for each fiscal year thereafter until canceled by any Party pursuant to Section 10 herein.
7. **Severability of the Provisions in this Agreement.** The provisions in this Agreement, except for Section 4, are intended to be severable. If any provision of this Agreement shall be held to be invalid or unenforceable in whole or in part, such provision shall be ineffective to the extent of such invalidity or unenforceability without in any manner affecting the validity or enforceability of the remaining provisions of this Agreement.
8. **Governing Law.** This Agreement shall be governed by and construed in accordance with the laws of the State of Florida.
9. **Amendments or Modifications of this Agreement.** It is anticipated by the parties that the terms and conditions of this Agreement will be

periodically amended or modified. Such amendments or modifications must be in writing and must be duly executed by all parties to this Agreement.

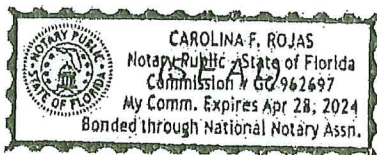
10. **Terms and Cancellation.** The Term of this Agreement shall commence upon the date first above written and shall run through the end of the calendar year and shall automatically be renewed thereafter, for successive terms, not to exceed one year each. Any party may cancel this Agreement at the end of the term upon written notice to the other parties prior to the end of the term.
11. **Intent to be Legally Bound.** By signing this Agreement, the Parties hereto confirm and state that they have carefully read this Agreement, that they know the contents hereof, that they fully expect to carry out each and every provision, and that they intend to be legally bound by the rights and obligations set forth herein.
12. **Indemnification and Hold Harmless** The Village shall indemnify and hold harmless, to the extent permitted by Florida law and without waiving its right of sovereign immunity, the Property Appraiser, Tax Collector and their respective officers, employees, agents and instrumentalities from any and all liability, losses or damages, including attorneys' fees and costs of defense, which the Property Appraiser, Tax Collector or their respective officers, employees, agents or instrumentalities may incur as a result of claims, demands, suits, causes of actions or proceedings of any kind or nature arising out of, relating to or resulting from the negligent or intentional acts or omissions of the Village or its employees, agents, servants, partners principals, or subcontractors arising out of, relating to, or resulting from the performance of the Agreement. The Village shall pay all claims and losses

in connection therewith and shall investigate and defend all claims, suits or actions of any kind or nature in the name of the Property Appraiser or Tax Collector where applicable, including appellate proceedings, and shall pay all costs, judgments, and attorneys' fees which may issue thereon.

13. **Headings.** The headings for each paragraph in this Agreement are for the purposes of reference only and shall not limit or otherwise affect the meaning of any provision.

14. **Complete Agreement.** This document shall represent the complete agreement of the Parties.

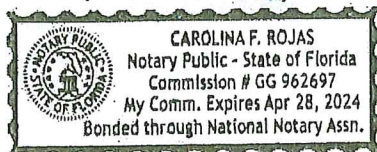
IN WITNESS WHEREOF, the Parties hereto execute this Agreement, and they affirm that they have the power to do so on behalf of the Village, the Tax Collector, and the Property Appraiser.



ATTEST:

By: *Carolina F. Rojas*

Carolina F. Rojas, Admin. Assistant to Planning Director
(name and title)



VILLAGE OF PINECREST, FLORIDA

A municipal corporation of the State of Florida

By: *Yocelyn Galindo*

Yocelyn Galindo Village Manager
(name and title)

MIAMI-DADE COUNTY, FLORIDA
OFFICE OF THE PROPERTY APPRAISER

By: _____
Pedro J. Garcia
Property Appraiser

MIAMI-DADE COUNTY, FLORIDA

ATTEST:

BY ITS BOARD OF COUNTY
COMMISSIONERS

By: _____
Harvey Ruvin
County Clerk

By: _____
Daniella Levine Cava
Mayor

Approved as to legal sufficiency for Miami-Dade County and the Office of the Property
Appraiser:

By: _____
Assistant County Attorney

NOTARIAL PUBLIC
STATE OF FLORIDA
My Comm. Expires 12/31/2024
Notary Public for the State of Florida
My Comm. No. 123456789

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