

**SEMINOLE COUNTY GOVERNMENT
AGENDA MEMORANDUM**

SUBJECT: Resolution - MSBU Wall Reconstruction Projects

DEPARTMENT: Fiscal Services

DIVISION: MSBU

AUTHORIZED BY: Lisa Spriggs

CONTACT: Kathy Moore

EXT: 7179

MOTION/RECOMMENDATION:

Approve and authorize the Chairman to execute a Resolution adding wall reconstruction as an approved project type for MSBU consideration

County-wide

Kathy Moore

BACKGROUND:

Per Board direction received on December 9, 2008, the proposed Resolution provides authorization to the MSBU Program for accepting applications for wall reconstruction projects as per the general criteria listed below and as further documented in the Resolution. Wall reconstruction projects are subject to the standard MSBU creation criteria and processes for community initiated requests for establishing MSBU as defined in the Seminole County Administrative Code Section 22.10. The base criteria for accepting applications and for establishing a MSBU for wall reconstruction is as follows:

- Existence of a damaged, destroyed, and/or deteriorating wall
- Community has no means to levy/enforce a private assessment for wall replacement
- Owner signed Letter(s) of Intent for temporary easement/leasehold to be granted to the County
- Construction material requested is brick, block/stucco, or precast concrete
- Applicant [1] will provide sealed design/engineering plans suitable for public bid/procurement, [2] will substantiate ability to fund preliminary engineering, or [3] requests precast concrete construction that does not require design/engineering

STAFF RECOMMENDATION:

Staff recommends that the Board approve and authorize the Chairman to execute a Resolution adding wall reconstruction as an approved project type for MSBU consideration.

ATTACHMENTS:

1. Resolution

<p>Additionally Reviewed By:</p> <p><input checked="" type="checkbox"/> County Attorney Review (Ann Colby)</p>

THE FOLLOWING RESOLUTION WAS ADOPTED BY THE BOARD OF COUNTY COMMISSIONERS OF SEMINOLE COUNTY, FLORIDA, AT THEIR REGULARLY SCHEDULED MEETING ON FEBRUARY 10, 2009.

WHEREAS, the BOARD OF COUNTY COMMISSIONERS OF SEMINOLE COUNTY, FLORIDA utilizes non-ad valorem assessment as a funding alternative for various improvement projects within the boundaries of unincorporated Seminole County; and

WHEREAS, community wall reconstruction is identified as a suitable project type for non-ad valorem assessment funding consideration; and

WHEREAS, the application criteria for accepting community based requests for wall reconstruction projects requires specific definition; and

WHEREAS, the MSBU creation process for wall reconstruction will be subject to the provisions documented in the Seminole County Administrative Code Section 22:10;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF SEMINOLE COUNTY, FLORIDA, THAT:

Section 1. Community wall reconstruction is hereby authorized as an approved project type for reconstruction and funding via non-ad valorem assessment. The Municipal Service Benefit Unit Program is authorized to accept and process applications for wall reconstruction through non-ad valorem assessment districts [Municipal Services Benefit Unit – MSBU] providing the following application criteria are met:

- Existence of a damaged, destroyed, and/or deteriorating community wall
- Community has no means to levy/enforce a private assessment for wall replacement
- Owner signed Letter(s) of Intent for temporary easement/leasehold to be granted to the County
- Construction material requested is brick, block/stucco, or precast concrete
- Applicant [1] will provide sealed design/engineering plans suitable for public bid/procurement, [2] will substantiate ability to fund preliminary engineering, or [3] requests precast concrete construction that does not require design/engineering

Section 2. The MSBU creation process for wall reconstruction projects shall follow the standards noted for community based requests in Section 22:10 of the Seminole County Administrative Code. Community wall reconstruction projects may include provisions for:

- demolition and removal of existing wall;
- receipt of wall design plans that are secured independent of County assistance via private funding,

- wall design plan services that are (a) County contracted and prepaid by the applicant or other community liaisons, and/or (b) obtained in conjunction with construction services base on preliminary drawings of desired design
- replacement construction

Section 3. A community wall is defined as a permanent upright structure constructed of concrete block, brick or precast concrete used to prevent entrance, provide sound barrier, provide light abatement, and/or to mark a subdivision or community boundary. Replacement of fencing structures, defined as a barrier enclosing or bordering property usually made of posts and wire or wood used to define subdivision/community boundaries are not eligible for replacement via non-ad valorem assessment. The potential use of the MSBU funding format to provide a reconstruction upgrade from a community fence structure to a community wall structure, or from no prior community structure is excluded from consideration.

Section 3. Application for wall reconstruction improvements to be coordinated through the Municipal Service Benefit Unit Program may be accepted as of this date.

ADOPTED this 10th day of February, 2009.

BOARD OF COUNTY COMMISSIONERS

SEMINOLE COUNTY, FLORIDA

ATTEST:

Maryanne Morse, Clerk to the Board
of County Commissioners in and for
Seminole County, Florida

By: _____

Bob Dallari, Chairman