

RESOLUTION NO. 2012 - 067

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, RELATING TO THE PROVISION OF SOLID WASTE SERVICES, FACILITIES AND PROGRAMS TO RESIDENTIAL PROPERTIES IN THE TOWN OF SOUTHWEST RANCHES, FLORIDA; PROVIDING AUTHORITY FOR SOLID WASTE SERVICES ASSESSMENTS; PROVIDING PURPOSE AND DEFINITIONS; PROVIDING FINDINGS; INCORPORATING THE SOLID WASTE SPECIAL ASSESSMENT METHODOLOGY REPORT; APPROVING THE ASSESSMENT ROLL; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Town Council has adopted a Solid Waste Service Assessment Ordinance, Ordinance Number 2002-8 (the "Ordinance") on final reading at the Town Council meeting of June 24, 2002; and

WHEREAS, the adoption of solid waste assessment rates resulting from the Town Council's policy direction requires the annual adoption of an Initial Assessment Resolution and the annual adoption of a Final Assessment Resolution, as required under the Ordinance as well as under the Uniform Method of Collection provided under Florida Statutes Chapter 197.3632;

NOW, THEREFORE, BE IT RESOLVED by the Town Council of the Town of Southwest Ranches, Florida:

Section 1. Authority. This resolution is adopted pursuant to the provisions of Ordinance No. 2002-8 as codified and as may have been amended, sections 166.021 and 166.041, Florida Statutes, and other applicable provisions of law.

Section 2. Purpose and Definitions. This resolution constitutes the Final Assessment Resolution as defined in the Ordinance (codified as Sections 16-108 through 16-173 in the Town of Southwest Ranches Code of Ordinances, hereinafter "Code"). All capitalized words and terms not otherwise defined herein shall have the meanings set forth in the Ordinance. Unless the context indicates otherwise, words imparting the singular number include the plural number, and vice versa. As used in this resolution, the following terms shall have the following meanings, unless the context hereof otherwise requires:

"Assessed Parcel" means those parcels with one or more Dwelling Units which are specially benefitted by the provision of solid waste collection and disposal services and which are subject to the Solid Waste Assessments authorized by this Initial Resolution.

"Bulk Waste" means materials including yard trash, white goods, and clean debris, as such terms are defined in §16-108 of the Code, as may be amended, generated from residential activities and those materials generally outlined in §16-19 of the Code as acceptable for bulk trash pickup.

"Commercial Property" or "Non-residential Property" means collectively those Parcels with DOR Codes or Use Codes indicating uses other than single-family residential uses and that have no Dwelling Units present on the parcel. Commercial Property or Non-residential Property, for the purposes of this Resolution, includes commercial, institutional, industrial, vacant/agricultural and other all uses, except for Residential Property as defined in this Initial Resolution. As Non-residential Properties are billed directly for services by the Town's Solid Waste Provider, such parcels are not subject to the Assessments authorized by this Initial Resolution.

"DOR Code" means a property land use code established in Rule 12D-8.008, Florida Administrative Code, assigned by the Property Appraiser to Parcels within the Town. Additionally, the Broward County Property Appraiser assigns property Use Codes to parcels and structures. DOR Codes and associated Use Code descriptions are used in the development of the Solid Waste Assessments set forth in this Resolution and in preparation of the Assessment Roll.

"Dwelling Unit" means (1) a building, or portion thereof, available to be used for residential purposes, consisting of one or more rooms arranged, designed, used, or intended to be used as living quarters for one family only, or (2) the use of land in which lots or spaces are offered for rent or lease for the placement of mobile homes or the like for residential purposes. A mobile home is an individual Dwelling Unit. For purposes of this Resolution and imposition of the Solid Waste Assessment, a Dwelling Unit, as defined herein, may be located on parcels other than residential property under the Town's zoning and development regulations.

"Estimated Solid Waste Assessment Rate Schedule" means that rate schedule as specified in the Report set forth in Attachment "A", attached hereto and incorporated herein by reference, specifying the Solid Waste Assessed Costs and the estimated Solid Waste Assessments.

"Household Waste" means and includes garbage, rubbish, and recovered materials, as those terms are defined in §16-108 of the Code, as may be amended, and recyclable materials as defined in §16-24 of the Code, as may be amended, generated from residential activities and excluding Bulk Waste.

"Report" or "Town of Southwest Ranches Solid Waste Assessment Report" means the report detailing the development of the Solid Waste Assessment Rates by New Community Strategies amended and revised per Council action dated September 12, 2011.

“Residential Property” means those Assessed Parcels with a DOR Code number on the following list or range: 1 - 9, 63 used as residential, 66 - 69 used as residential, 71 used as residential, or otherwise designated as residential property under the DOR Codes and Use Codes. Residential Property includes single family/duplex as well as single family developed property with multiple dwelling units. Residential Property, for purposes of this Resolution and imposition of Solid Waste Assessments, shall include all parcels with one or more Dwelling Units present on the parcel regardless of the DOR Code number or Use Code assigned to the parcel. All Residential Property shall be assessed based on the number of Dwelling Units for Household Waste and based on parcel size for Bulk Waste according to the rate schedule in the Report, by New Community Strategies amended and revised per Council action dated September 12, 2011, as may be modified in the Final Resolution adopted after the September 12, 2012 Public Hearing.

“Vacant/Agricultural Property” means those Assessed Parcels designated as vacant or agricultural in the Property Appraiser's Data Base and that have no dwelling units on the parcel. For purposes of this Resolution, Vacant/Agricultural Property is treated as Commercial or Non-residential Property.

Section 3. Provision and Funding of Solid Waste Services.

A. Upon the imposition of a Solid Waste Assessment for solid waste collection and disposal services, facilities, or programs against Assessed Property located within the Town, solid waste collection and disposal services shall be provided to such Assessed Property. It is the Town's intent to fully fund residential solid waste services, facilities, or programs from proceeds of the Solid Waste Assessments. Any costs not funded by the Solid Waste Assessments or costs related to Property on which Solid Waste Assessments are not collected, for example due to the difficulties of collection from property owned by governmental entities or pursuant to a policy decision of the Town Council, shall be paid by the Town from lawfully available funds of the Town and shall not be paid out of Solid Waste Assessment revenues.

B. It is hereby ascertained, determined, and declared that each parcel of Assessed Property located within the Town will be benefitted by the Town's provision of solid waste services, facilities, and programs in an amount not less than the Solid Waste Assessment imposed against such parcel, computed in the manner set forth in this Final Assessment Resolution.

Section 4. Imposition and Computation of Solid Waste Assessments.

Solid Waste Assessments shall be imposed against all Assessed Parcels according to the applicable property size rate classification. Solid Waste Assessments shall be computed and imposed in the manner set forth in this Final Assessment Resolution, more specifically as presented in the Report by New Community Strategies amended and revised per Council action dated September 12, 2011.

Section 5. Legislative Determination of Special Benefit and Fair Apportionment. It is hereby ascertained, determined, and declared that the solid waste services to be funded by the Solid Waste Assessments provide special benefit to the Assessed Property based upon the following legislative determinations.

A. Upon the adoption of this Initial Assessment Resolution determining the Solid Waste Assessed Costs and identifying the Assessed Property to be included in the Assessment Roll, the legislative determinations of special benefit ascertained and declared in Sections 16-109 and 16-110 of the Code are hereby ratified and confirmed.

B. It is fair and reasonable to use the DOR Codes, Use Codes, number of Dwelling Units, and parcel size data maintained by the Property Appraiser in the apportionment methodology because: (1) the Tax Roll database employing the use of such property use codes is the most comprehensive, accurate, and reliable information readily available to determine the property use and acreage for property within the Town, and (2) the Tax Roll database employing the use of such property use codes is maintained by the Property Appraiser and is thus consistent with parcel designations on the Tax Roll. This compatibility permits the development of an Assessment Roll in conformity with the requirements of the Uniform Method of Collection.

C. Where data available from the Property Appraiser was insufficient, the Town has verified and/or supplemented such data as needed for use in the determination of the Cost Apportionment and the Parcel Apportionment. It is fair and reasonable to use such additional data provided by the Town because such data provides a more accurate and complete record of property use and the structures on property.

D. Apportioning Solid Waste Assessed Costs among residential property based upon studies of demand for service and waste generation quantities by type of waste stream and by service areas within the Town is fair and reasonable and proportional to the special benefit received.

E. The value of Residential Property does not determine the scope of the required solid waste collection and disposal services. The Town has determined that the special benefit to Assessed Parcels and the demand for solid waste services varies by the type of waste stream. Household Waste has been determined to relate primarily to the number of Dwelling Units on Assessed Parcels. Bulk Waste has been determined to relate primarily to the size of the parcel. Based upon studies conducted for the Town, the relative potential demand for solid waste services to residential properties is driven by the number of dwelling units for Household Waste and the size of the assessed parcel for Bulk Waste.

F. A Solid Waste Services Assessment Report (SWSAR) by New Community Strategies amended and revised per Council action dated September 12, 2011, analyzed waste generation by type of waste and incorporates findings of several studies of waste generation in the Town. Based on such studies, it has been determined that nearly half of the Town's waste stream results from Bulk Waste, which primarily consists of vegetative debris. Given the high rate of Bulk Waste generation in the Town, it is fair and reasonable to separately analyze the costs of and demand for solid waste services by the following types of waste: Household Waste and Bulk Waste.

G. Household Waste is generated relatively consistently on a per dwelling unit basis. Therefore, it is fair and reasonable to assess for costs related to Household Waste based on the number of Dwelling Units on each Assessed Parcel. Such per dwelling unit rates for Household Waste are fair and reasonable and do not exceed the special benefit to Assessed Parcels.

H. Bulk Waste, including but not limited to vegetative debris and livestock waste, generation rates are generally proportionate to the size of the parcel. Waste generation studies have concluded that areas of the town with larger lots generate substantially greater tonnage of Bulk Waste per parcel than areas of the Town with smaller parcels.

I. It is fair and reasonable to create assessment rate classes for Bulk Waste based on lot square footage ranges identified through analysis of solid waste generation and collection studies performed for the Town. It is fair and reasonable to allocate Bulk Waste assessed costs to each rate class in a manner that increases the share of costs on the assessed parcel as the parcel size increases. Therefore, the proposed Bulk Waste services assessment rates presented in the SWSAR Report are fair and reasonable and do not exceed the special benefit to Assessed Parcels.

Section 6. Determination of Solid Waste Assessed Costs; Establishment of Final Solid Waste Assessment Rates.

A. The Solid Waste Assessed Costs to be assessed and apportioned among benefitted parcels for Fiscal Year 2012-2013 commencing October 1, 2012, is the amount determined in the Solid Waste Assessment worksheet, attached as Attachment "A" to this Resolution. The approval of the Estimated Solid Waste Assessment Rate Schedule by the adoption of this Final Assessment Resolution determines the amount of the Solid Waste Assessed Costs. The remainder, if any, of such Fiscal Year budget for solid waste services, facilities, and programs shall be funded from available Town revenue other than Solid Waste Assessment proceeds.

B. The estimated Solid Waste Assessments specified in the Estimated Solid Waste Assessment Rate worksheet are hereby established to fund the specified

Solid Waste Assessed Costs determined to be assessed in Fiscal Year 2012-2013 commencing on October 1, 2012.

C. The estimated Solid Waste Assessments established in this Final Assessment Resolution for Fiscal Year 2012-2013 shall be the estimated assessment rates applied by the Town Administrator in the preparation of the Final Assessment Roll for the Fiscal Year commencing October 1, 2012, as provided in Section 7 of this Final Assessment Resolution.

Section 7. Final Assessment Roll.

The Town Administrator is hereby directed to prepare, or cause to be prepared, a Final Assessment Roll for the Fiscal Year commencing October 1, 2012, in the manner provided in the Code. The Assessment Roll shall include all Residential Assessed Parcels within the Assessment Rate Categories. The Town Administrator shall apportion the estimated Solid Waste Assessed Cost to be recovered through Solid Waste Assessments in the manner set forth in this Final Assessment Resolution and the Report.

A. A copy of this Final Assessment Resolution, documentation related to the estimated amount of the Solid Waste Assessed Cost to be recovered through the imposition of Solid Waste Assessments, and the preliminary Assessment Roll shall be maintained on file in the Office of the Town Clerk and open to public inspection. The foregoing shall not be construed to require that the preliminary Assessment Roll be in printed form if the amount of the Solid Waste Assessment for each parcel of property can be determined by the use of a computer terminal available to Town staff.

B. It is hereby ascertained, determined, and declared that the method of determining the Solid Waste Assessments for residential solid waste services as set forth in this Final Assessment Resolution and the SWSAR report is as represented in Attachment "A" and is a fair and reasonable method of apportioning the Solid Waste Assessed Cost among parcels of Assessed Property located within the Town.

Section 8. Confirming a Final Public Hearing.

The Town Council hereby confirms that a final public hearing was held at 7:00 p.m. on September 12, 2012, at the Southwest Ranches Council Chambers, 13400 Griffin Road, Southwest Ranches, Florida, 33330, at which time the Town Council received and considered comments on the Solid Waste Service Assessments from the public and affected property owners. Accordingly, the Town Council, at the final public hearing, considered the imposition of a Solid Waste Service Assessment and collection of such assessments on the same bill as ad valorem taxes by adoption of this Final Assessment Resolution.

Section 9. Notice by Publication. The Town Council confirms that the Town published a notice of the final public hearing described in Section 10 herein in the manner described in Section 2.6 in the Ordinance. The published notice is attached hereto as Appendix B.

Section 10. Notice By Mail. The Town Council confirms, in the event circumstances described in the Ordinance so require, that the Town has provided notice by mail to the Owner of each parcel of Assessed Property. Notices were mailed no later than August 23, 2012. The notices are in compliance with the provisions of section 200.069(10)(a), Florida Statutes, and are consistent with the requirements of the Uniform Assessment Collection Act and the Ordinance.

Section 11. Severability. If any word, phrase, clause, sentence, or section of this resolution is for any reason held unconstitutional or invalid, the invalidity thereof shall not affect the validity of any remaining portions of this Resolution.

Section 12. Application of Assessment Proceeds. Proceeds derived by the Town from the Solid Waste Assessments shall be deposited into the Solid Waste Assessment Fund and used for the provision of solid waste services, facilities, and programs. In the event there is any fund balance remaining at the end of the Fiscal Year, such balance shall be carried forward and used only to fund solid waste services, facilities, and programs.

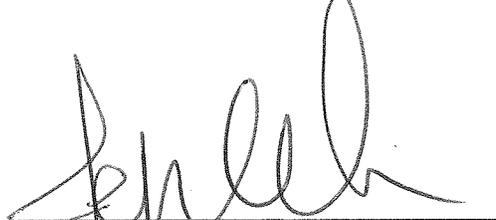
Section 13. Conflicts. All Resolutions or parts of Resolutions in conflict herewith be and the same are hereby repealed to the extent of the conflict.

Section 14. Severability. If any clause, section, or other part or application of this Resolution is held by any court of competent jurisdiction to be unconstitutional or invalid, in part or application, it shall not affect the validity of the remaining portions or applications of this Resolution.

Section 15. This Resolution shall take effect immediately upon its adoption.

PASSED AND ADOPTED by the Town Council of the Town of Southwest Ranches, Florida, this 12th day of September, 2012, on a motion by Council Member Breitzkreuz and seconded by Vice Mayor McKay.

Nelson	<u>YES</u>	Ayes	<u>5</u>
Fisikelli	<u>YES</u>	Nays	<u>0</u>
Breitzkreuz	<u>YES</u>	Absent	<u>0</u>
Jablonski	<u>YES</u>	Abstaining	<u>0</u>
McKay	<u>YES</u>		


Jeff Nelson, Mayor

ATTEST:


Erika Gonzalez-Santamaria, CMC, Town Clerk

Approved as to Form and Correctness:


Keith Poliakoff, Town Attorney
ACTIVE: 4104987_1

Town of Southwest Ranches
Proposed FY 2012/2013
Solid Waste Assessment Worksheet

Sources:

SWS Contract
 Broward County Property Appraiser
 Munitlytic Consultant Study

Description	Solid Waste & Recycling	Bulk Waste	Total Proposed FY 12/13
% Allocation Direct Expenses Only	69.00%	31.00%	

Direct Expenses:

Solid Waste Collection	\$ 272,838	\$ -	\$ 272,838
Recycling Collection	\$ 47,784	-	47,784
Bulk Waste Collection	-	102,646	102,646
Solid Waste Disposal	\$ 255,541	-	255,541
Bulk Waste Disposal	-	153,084	153,084
Sub-Total	\$ 576,163	\$ 255,730	\$ 831,893

Other Expenses

Statutory Discount	34,662
Collections Cost	44,957
Solid Waste Assessment Cost Allocation of Townwide Personnel/Contractual Costs	174,492
Net Assets Available for Rate Stabilization	54,300
Total Solid Waste Assessment Expenses	\$ 1,140,304

Based On Consultant Study

Assessment	Lot Sq Ft. Range	Number of Units in Range	Solid Waste Cost Per Unit	Bulk Waste Cost Per Unit	Total Proposed Rates FY 12/13	Total Assessed Rates FY 11/12	Difference Increase (Decrease)
A	- 41,200	400	321.30	97.38	418.68	591.89	(173.21)
B	41,201 46,999	410	321.30	114.00	435.30	617.85	(182.55)
C	47,000 62,999	405	321.30	134.64	455.94	653.34	(197.40)
D	63,000 95,999	422	321.30	147.68	468.98	676.39	(207.41)
E	96,000 106,999	418	321.30	167.73	489.03	708.27	(219.24)
F	107,000 >107,000	403	321.30	193.30	514.60	758.22	(243.62)

HALLANDALE BEACH

Change sought for special-election rules

If a Hallandale Beach proposal is approved, the qualifying period for a Jan. 15 special election would be moved up.

BY TONYA ALANZ
Sun Sentinel

Is Hallandale Beach trying to give voters a break — or trying to break some political careers?

That is the question being fiercely debated as commissioners consider changing the city's special-election rules.

The proposed change would squeeze Commissioner Keith London out of

running to regain his seat if he loses his bid for mayor in November.

As required by state law, London tendered his resignation — effective at midnight Nov. 6 — to run for mayor.

To fill his vacant seat, a special election was set for Jan. 15 at a cost of \$65,000.

As it stands now, if London loses the mayoral race, he could run in the special election.

But a proposal by Commissioner Alex Levy would move up the qualifying period for that race so it occurs before Nov. 6, effectively shutting out London.

State law prohibits anyone who is qualified for one race from qualifying for another.

"I don't support changing the rules in the middle of the game," London said. "He's affecting nine people because he doesn't like the rules."

Eight candidates and a write-in — including London, Mayor Joy Cooper and Vice Mayor Anthony Sanders — are vying for mayor and two commission seats on Nov. 6. The losers, under Levy's plan, could not run in the special election.

"Commissioner London wants to have his cake and eat it, too," Levy said. "This

is about giving the public more time to know who these candidates are and who they want to vote for. Sorry, but it's not always about him."

Levy says with the special-election qualifying dates now falling Nov. 13-20, the public wouldn't have adequate opportunity to familiarize themselves with the candidates.

Levy, London and Commissioner Dorothy Ross dissenting, the commission voted 3-2 Wednesday night to have City Attorney Lynn Whitfield draft an ordinance based on Levy's proposal.

It will come before the commissioners Sept. 5. If it passes a second reading on Sept. 19, the qualifying period would begin approximately 30 days later.

Community activist Casba Kulin, who is running for a commission seat, doesn't buy Levy's reasoning.

"That's really ridiculous," Kulin said. "It is one of the most mean-spirited, illegal

ways of depriving the civil rights and voting rights of people. Out of the eight candidates now running ... five of them will obviously not be winners and they will be disenfranchising them from running in a Jan. 15 special election."

With accusations of political maneuvering shooting back and forth across the dais Wednesday night, Cooper criticized London for not resigning in June and saving taxpayers the cost of a \$65,000 special election.

"The system is being gamed, because if you lose, [you] can run again in January," Cooper said.

London said Thursday he has "followed the state statute to the T."

"I'm able-bodied, I'm capable, I'm actually the most-prepared person on the dais," he said. "Why would I leave the seat?"

CAMPAIGN 2012 | STATE PARTY COMMITTEES

2 GOP stalwarts defeated

Two Republican veterans lost their state committee seats, while Broward Democratic Chairman Mitch Caesar held onto his.

BY ANTHONY MAN
Sun Sentinel

Primary voters this week ousted two Republican Party veterans — Broward state committeeman Ed Kennedy and Palm Beach County state committeewoman Fran Hancock — from their leadership roles.

Ryan Anderson, of Fort Lauderdale, edged out Kennedy by winning 51.4 percent of the vote. Cindy Tindell, of Palm Beach, won 59.8 percent of the vote against Hancock.

The Palm Beach County committeeman, Peter Peaman, barely won with 51.3 percent.

The only big winner was Sharon Day, the Broward state committeewoman, with 74.3 per-

cent. A day defeat would have been hugely embarrassing for Republicans, because she's the No. 2 official at the national Republican Party.

State committeemen and committeewomen are elected by each county's Republican primary voters to serve on the governing board of the state Republican Party and help lead the local parties.

"Here's what happens in races like that: Nobody knows anybody," said Sid Dinerstein, chairman of the Palm Beach County Republican Party.

"The fact that Fran was there for 24 years means very, very little. If you walked into any restaurant in Palm Beach County and said, 'By the way who's the Republican state committeewoman?' they wouldn't know what the Republican state committeewoman is."

Kennedy, a former Broward County com-

missioner and former circuit court clerk, has been committeeman on and off since 1996.

Also on Tuesday, Broward Democratic Chairman Mitch Caesar survived a challenge.

His long-time enemies in the party tried to oust him by running candidates against him in his Plantation precinct. Caesar won 38 percent of the 345 votes cast in the four-candidate race for two spots. Dan Finkelstein came in second with 29 percent.

Hundreds of local committeemen and committeewomen are elected by primary voters to run the county political parties. If Caesar has lost his committeeman race, he couldn't run for a fifth term as party chairman in December. He said he has enough votes to win, but the anti-Caesar faction increased its ranks, guaranteeing a white-hot internal party fight at year's end.

CRIME

Police: Suspect says he's a fed

The sister of a man who was arrested after police said he refused to leave a hotel pool reportedly said that her brother was a federal agent.

BY DAVID GOODHUE
KeysNet.com

A Utah man claiming to be a Special Forces soldier, and whose sister told cops he's a "federal agent," remains in the county jail on battery, assault and resisting arrest charges.



Youngblood screamed "yeah" and refusing to leave a hotel swimming pool where he swam fully clothed.

When a Monroe County Sheriff's Office deputy arrived Sunday night at the Marriott Key Largo Bay Resort at mile marker 104, he found Jason Youngblood, 30, sitting in the pool with all his clothes on. According to Deputy Timothy Hunsberger's arrest report, Youngblood would not cooperate with hotel security staff, who were trying to get him out of the pool. His response to every question the security guards asked: "Yeah."

Youngblood didn't change his reply when Hunsberger responded to the pool area, but the "yeah" did get louder. When the deputy asked Youngblood if he was OK, Youngblood said, "yeah."

When Hunsberger asked where Youngblood was from, he said "yeah."

Youngblood finally got out of the pool, but acted erratically and wouldn't stand still. Hunsberger physically controlled Youngblood until he calmed down. Hotel staff told Hunsberger that Youngblood's sister was staying at the Marriott.

Hunsberger decided to take Youngblood to his sister's room so she could watch him and keep him from harming himself or bothering hotel guests.

But on the way to the room, Youngblood kept looking at Hunsberger and making slow gestures with his hands like he was making karate punches.

Hunsberger said he ignored Youngblood, but then the "yeah" started again. Hunsberger said Youngblood turned to face him and began yelling "yeah!" Youngblood also got into an "offensive posture" and put his hands up in a "fighting pose," Hunsberger said.

Youngblood then decided to arrest Youngblood, but when he tried to handcuff him, Youngblood planted his feet and braced himself.

He grabbed Hunsberger's arm, squeezed it, and screamed "yeah!" The deputy finally cuffed Youngblood by one hand, but the struggle was not over. Youngblood, whom Hunsberger was trying to escort, then grabbed the deputy and the two men fell down. They continued fighting and Youngblood began kicking the deputy,

who eventually managed to get both hands cuffed, police said.

Hunsberger said he ultimately got Youngblood under control by using his thumb to apply pressure to the hollow area behind his ear. Besides calling for backup, Hunsberger also called an ambulance because Youngblood appeared to be very dazed, he said.

But Youngblood was still not done. When Hunsberger stepped over the man to look for the backup deputies and paramedics, Youngblood, who was lying on the ground, tried to kick the deputy, yelling, "[Expletive] you, you mother [expletive] cop."

Youngblood's sister finally came out to see what was going on, but she didn't help matters, Hunsberger said. When Hunsberger told her he was arresting Youngblood, the sister yelled, "You're not taking him to jail. He's a federal agent."

Hunsberger convinced the sister to get back to her room. Meanwhile, Youngblood continued to curse at Hunsberger. He also said he jumps out of planes and asked Hunsberger if he knew what "spec ops" were. It is not clear what, if anything, Youngblood does for a living. The "occupation" slot on his arrest report is blank, said Deputy Becky Herrin, an agency spokeswoman.

Youngblood was being held in the Monroe County Detention Center on Stock Island on \$8,000 bond.

For more Keys news, go to KeysNet.com

NOTICE OF PUBLIC HEARING TO IMPOSE AND PROVIDE FOR COLLECTION OF FIRE PROTECTION SPECIAL ASSESSMENTS AND SOLID WASTE SPECIAL ASSESSMENTS

Notice is hereby given that the Town Council of the Town of Southwest Ranches, Florida will conduct a public hearing to consider imposing fire protection special assessments for the provision of fire protection services and for solid waste services within the Town of Southwest Ranches for the fiscal year beginning October 1, 2012.

The hearing will be held at 7:00 p.m. on Wednesday, September 12, 2012, at the Southwest Ranches Council Chambers, 13400 Griffin Road, Southwest Ranches, Florida, for the purpose of receiving public comment on the proposed assessments. All affected property owners have a right to appear at the hearing and to file written objections with the Town Council within 20 days of this notice.

If a person decides to appeal any decision made by the Town Council with respect to any matter considered at the hearing, such person will need a record of the proceedings and may need to ensure that a verbatim record is made, including the testimony and evidence upon which the appeal is to be made. In accordance with the Americans with Disabilities Act, persons needing a special accommodation or an interpreter to participate in this proceeding should contact the Town Clerk's office at (954)934-0008, no later than 5:00 p.m. on the last business day prior to the date of the hearing.

The assessment for each parcel of property will be based upon each parcel's classification and the total number of billing units attributed to that parcel. The following tables show the highest assessment rates the Town Council could impose for FY 2012-2013.

Maximum Fire Assessment Rates for Fiscal Year 2012-2013		
Property Category	Maximum Rate Per Billing Unit	Indexed
Residential	Rate per Dwelling Unit	\$ 442.51
Nonresidential		
Commercial	Rate per Square Foot Building Area	\$ 0.78
Industry/Warehouse	Rate per Square Foot Building Area	\$ 1.32
Institutional	Rate per Square Foot Building Area	\$ 0.20
Vacant/Agricultural	Rate per Acre	\$ 61.53

Maximum Solid Waste Assessment Rates for Fiscal Year 2012-2013		
Total Solid Waste Assessment per Parcel will equal the Bulk Waste Assessment Component calculated per residential parcel plus the Household Waste Assessment Component per Dwelling Unit on each residential parcel.		
Bulk Waste Assessment Component		
Rate Class (Based on parcel size)	Rate per Residential Parcel	
A - less than or equal to 41,200 sq. ft.	\$ 97.28	
B - 41,200 - 85,999 sq. ft.	\$ 134.00	
C - 85,999 - 130,799 sq. ft.	\$ 164.64	
D - 130,799 - 175,599 sq. ft.	\$ 197.53	
E - 175,599 - 220,399 sq. ft.	\$ 230.39	
F - 220,399 sq. ft. and larger	\$ 263.20	
Household Waste Assessment Component		
	Rate per Dwelling Unit	\$ 281.20

Copies of relevant ordinances and resolutions (including the Fire Protection Assessment Ordinance No. 2001-09, Initial Fire Services Assessment Resolution No. 2012-060, Solid Waste Assessment Ordinance No. 2002-08 and Initial Solid Waste Assessment Resolution No. 2012-061) and the Preliminary Assessment Rolls for the Fire Services Assessment and the Solid Waste Assessment for the upcoming fiscal year are available for inspection at the Town Clerk's office located in Town Hall, 13400 Griffin Road, Town of Southwest Ranches, Florida.

The fire and solid waste assessments will be collected on the 2d valorem property tax bill which will be mailed in November 2012 as authorized by section 197.3832, Florida Statutes. Failure to pay the assessments will cause a tax certificate to be issued against the property which may result in a loss of title.

If you have any questions, please contact the Town of Southwest Ranches at (954) 434-0008, Monday through Friday between 8:30 a.m. and 5:00 p.m.

Erka Gonzalez-Santamaría, CMC, Town Clerk

FCAT

Cause of test erasures unclear

Four schools, including one in Broward, were investigated because of an unusual number of erasures on the FCAT.

BY BILL KACZOR
Associated Press

TALLAHASSEE — An investigation failed to find up causes for erasures on high numbers of erasures on last year's Florida Comprehensive Assessment Test at four schools, state education officials said in a report released Friday.

The report says investigators did find that two teachers at Greensboro Elementary School in rural Gadsden County had coached or interfered with students' responses on the 2011 FCAT, but evidence did not indicate teachers altered students' responses at any of the schools.

The Department of Education's inspector general's office also investigated high numbers of erasures

at the Charter School of Excellence in Broward County, Chaffee Elementary School in Duval County and Jefferson County Elementary School. The Florida Department of Law Enforcement also participated in investigations at two of the schools but found no criminal wrongdoing.

"In all four schools, multiple individuals had custody of a key to the secured room where the test materials were stored during the two-week administration of the FCAT," the report noted.

It recommended several changes to ensure FCAT security including that no more than two people have access to the locked test materials. The report also said the amount of time one person is left alone with secure materials should be minimized and that two people should be present when materials are unpacked, prepared and packaged for return to the district office.

The two teachers accused of coaching or interfering at Greensboro refused to be interviewed by the inspector general's investigators. The school's principal and guidance counselor told investigators they were unaware of any coaching or interfering.

The standardized test is used to grade Florida's

schools. Jefferson Elementary ultimately received an incomplete because the department was unable to evaluate its accountability based on available data. The other three schools, though, received grades of "A" last year.

The investigation was launched after an analysis used for the first time found anomalies including an extraordinary number of erasures at 21 schools. School districts then conducted internal investigations, which the department used to conclude any advantage of irregularities was minor in 17 districts. Also, no improprieties were identified in those districts.

The department asked the Florida Department of Law Enforcement to jointly investigate Jefferson Elementary as altering or interfering with the FCAT is a criminal violation. FDLE issued a report in December saying it was unable to determine the cause of the erasures.

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