

RESOLUTION NO. 2008-08

A RESOLUTION OF THE BOARD OF FIRE COMMISSIONERS OF THE PINELLAS SUNCOAST FIRE & RESCUE DISTRICT REGARDING ANNEXATION ISSUES WITHIN PINELLAS COUNTY, PURSUANT TO CHAPTER 171 (Part II), FLORIDA STATUTES, THE INTERLOCAL SERVICE BOUNDARY ACT AND ALL OTHER APPLICABLE LAW, RESPONDING TO THE INVITATION OF PINELLAS COUNTY PURSUANT TO ITS RESOLUTION 08-110 FOR THE PURPOSE OF ADDRESSING THE ISSUES SET FORTH IN THE SAID RESOLUTION AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Part II, Chapter 171, Florida Statutes, entitled the Interlocal Service Boundary Agreement Act" (hereinafter referred to as "Act"), provides an alternative to Part 1of said chapter for local governments regarding the annexation of territory into municipality and the subtraction of territory from the unincorporated area of the County; and

WHEREAS, the Act further intends to establish a more flexible process for adjusting municipal boundaries and to address a wider range of the effects of annexation on all affected local governments; and

WHEREAS, the overriding goal of the process set forth within the Act is to promote sensible boundaries to avoid the duplication of services and to increase political transparency and accountability and to otherwise better serve the citizens and consumers of government services; and

WHEREAS, the Pinellas County Board of County Commissioners, through its Resolution 08-110, invited certain municipalities and certain independent special districts, of which the Pinellas Suncoast Fire & Rescue District was one, regarding the development of an Interlocal Service Boundary Agreement to address the above referenced concerns; and

WHEREAS, the Board of Fire Commissioners of the Pinellas Suncoast Fire & Rescue District wishes to respond to the invitation pursuant to the Resolution and Vice-Chairman Calvin D. Harris's letter of July 16, 2008 and to otherwise participate in the process of negotiation and discussion regarding those issues otherwise set forth herein, by the adoption of this Resolution;

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF FIRE COMMISSIONERS OF THE PINELLAS SUNCOAST FIRE & RESCUE DISTRICT:

Section 1. That the Board of Fire Commissioners of the Pinellas Suncoast Fire & Rescue District responds to Pinellas County's initiating Resolution 08-110 by way of this Resolution, which shall be deemed Pinellas Suncoast's Response Resolution.

Section 2. That the Board of Fire Commissioners of the Pinellas Suncoast Fire & Rescue District wishes to enter into negotiations under the Act and participate in discussions and in the fact finding process to address issues concerning planning and annexation of the areas identified in the Interlocal Service Boundary Agreement.

Section 3. That the Board of Fire Commissioners of the Pinellas Suncoast Fire & Rescue District hereby identifies the issues to be negotiated, discussed and investigated as follows:

- a. The process, definitions and criteria for voluntary and referendum annexations.
- b. The establishment of municipal and special district service areas for each of the invited municipalities and special districts within which such municipalities and special districts may plan for and annex, and conversely, unincorporated service areas which shall remain unincorporated, as suggested in Exhibit B of Pinellas County's initiating Resolution 08-110 which consists of those planning areas previously provided for under Pinellas County Ordinance No. 00-63.
- c. The incorporation of the issues identified and agreed to in the Settlement Agreement between all of the municipalities of Pinellas County, and Pinellas County, Florida, for the resolution of issues relating to the Charter Review Committee dated May 2, 2007.
- d. The incorporation and exercise of the joint planning procedures set forth in Section 163.3171, Florida Statutes (2007) and all other applicable law.


Section 4. That the Board of Fire Commissioners of the Pinellas Suncoast Fire & Rescue District is hereby providing the Pinellas County Administrator and the Chairman of the Pinellas County Board of County Commissioners, as well as the Chief Administrative Officer of every other invited municipality and special district a copy of this Resolution.


Section 5. That this Resolution shall become effective immediately upon its passage and adoption.

Section 6. If any part or sub-part of this resolution is declared void or unenforceable by any court of competent jurisdiction, all remaining parts of this resolution not so affected shall remain in full force and effect.

PASSED AND ADOPTED THIS 18th DAY OF SEPTEMBER, 2008.

PINELLAS SUNCOAST FIRE & RESCUE DISTRICT
Board of Fire Commissioners



John J. Todia, Chairman

Daniel R. Madura, Secretary/Treasurer