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RESOLUTION NO. _____

Passed: _____

A RESOLUTION SETTING THE DATE, TIME AND PLACE AT WHICH OWNERS OF THE PROPERTY TO BE ASSESSED AND ANY OTHER INTERESTED PERSONS MAY APPEAR AND BE HEARD BY THE CITY COMMISSION OF THE CITY OF GAINESVILLE CONCERNING THE PROPOSED ROADWAY IMPROVMENTS TO THE KIRKWOOD ROADWAYS (WHICH STREETS, RIGHTS-OF-WAY, AND ROADS SPECIFICALLY INCLUDE, BUT ARE NOT LIMITED TO SOUTHWEST 23RD PLACE, SOUTHWEST 25TH PLACE, SOUTHWEST 26TH PLACE, SOUTHWEST 27TH COURT, SOUTHWEST 8TH DRIVE, SOUTHWEST 9TH DRIVE, AND SOUTHWEST 21ST AVENUE) AND ENSUING SPECIAL ASSESSMENT; PROVIDING A MEANS FOR WRITTEN AND PUBLISHED NOTICE AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the privately owned Kirkwood roadways are in poor repair and condition;
and

WHEREAS, the Kirkwood Environmental Improvements Associations, Inc., has asked the City of Gainesville to provide perpetual repair and maintenance of the Kirkwood roadways and associated drainage facilities; and

WHEREAS, the City of Gainesville has agreed to accept the Kirkwood roadways for perpetual maintenance and levy a special assessment of \$826.85 per lot (72 lots) with a minimum annual payment of \$123.23 over ten years or with a minimum monthly payment of \$10.03 over one-hundred-twenty months, said payments based on equal payments with annual interest rate of 8.00%; and

WHEREAS, the Kirkwood Environmental Improvements Association, Inc., has by Quit Claim Deed conveyed to the City of Gainesville right, title and interest in the existing streets, existing roads and rights-of-way, existing other public rights-of-way, and existing other public easements lying within the aforesaid boundaries and subdivision for the purpose of perpetual roadway maintenance; and

WHEREAS, the Quit Claim Deed has been approved by the City Attorney as to form and legality and has been recorded by the Clerk of Commission into the Public Records of Alachua County; and

WHEREAS, on February 28, 2000, the City Commission of Gainesville, Florida adopted a resolution declaring the nature of proposed improvement, designating the area to be improved, stating the portion of the expense to be paid by the special assessment, designating the lands upon which the special assessment will be levied, and the manner in which the assessment is to be paid and stating the total estimated cost of the improvement; and

WHEREAS, an assessment roll setting forth the lots and lands to be assessed, the amount of the benefit to and the assessment against each lot or parcel of land and the number of installment payments for each assessment has been completed;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF GAINESVILLE, FLORIDA:

1. The owners of the property assessed or any other persons interested in the assessment may appear before the City Commission of the City of Gainesville, Florida at a regularly scheduled City Commission meeting at the City Hall Auditorium, 1st floor of City Hall, on April 10, 2000, at 6 p.m. and speak to the propriety and advisability of making such improvement, the cost of such improvement, the manner of payment and the amount to be assessed against property so improved.
2. Thirty (30) days written notice of the above-scheduled hearing on April 10th shall be provided the owners of the property assessed. The written notice shall be mailed to the affected property owners and an affidavit in proof of such mailing shall be executed and filed by the Clerk of the City Commission.
3. Notice of such hearing shall also be provided by two (2) publications a week apart in a newspaper of general circulation in Gainesville, Florida. The published notice shall describe the area to be improved and advise all interested persons that the description of property to be assessed and the amount of the assessment for each parcel of property may be ascertained at the office of the Clerk of the City Commission of Gainesville, Florida. Such publication shall be verified by affidavit executed by the publisher of the newspaper and filed with the Clerk of the City Commission.
4. This resolution shall become effective immediately upon adoption.

ADOPTED this _____ day of _____, 2000. AD

Paula DeLaney, Mayor

ATTEST:

Kurt Lannon, Clerk of the Commission