

SADDLE CREEK COMMUNITY DEVELOPMENT DISTRICT
District Counsel Office: 119 S. Monroe Street, Suite 300, Tallahassee, Florida 32301
(850) 222-7500

AGENDA

February 27, 2018
12:00 p.m.

Peterson & Myers, P.A.
242 West Central Avenue
Winter Haven, Florida 33880
Call In #: 1-888-508-8513 Code: 989524

- 1. ORGANIZATIONAL MATTERS**
 - A. Call to Order/Roll Call
 - B. Public Comments

- 2. BUSINESS ADMINISTRATION**
 - A. Consideration of Resolution 2018-01, Declaring the District Inactive

- 3. AUDIENCE COMMENTS AND SUPERVISOR REQUESTS**

- 4. ADJOURNMENT**

RESOLUTION 2018-01

A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE SADDLE CREEK COMMUNITY DEVELOPMENT DISTRICT DECLARING THE SADDLE CREEK COMMUNITY DEVELOPMENT DISTRICT INACTIVE; REQUESTING THAT THE FLORIDA DEPARTMENT OF ECONOMIC OPPORTUNITY DECLARE THE SADDLE CREEK COMMUNITY DEVELOPMENT DISTRICT INACTIVE; DIRECTING DISTRICT COUNSEL TO TAKE APPROPRIATE ACTION TO OBTAIN A DECLARATION THAT THE SADDLE CREEK COMMUNITY DEVELOPMENT DISTRICT IS INACTIVE AND TO DISSOLVE THE SADDLE CREEK COMMUNITY DEVELOPMENT DISTRICT IN ACCORD WITH FLORIDA LAW; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Saddle Creek Community Development District (the “District”) was established by Ordinance No. 2007-04 of the City Commission of the City of Bartow, Florida (the “Ordinance”), pursuant to Chapter 190, Florida Statutes; and

WHEREAS, the District is located wholly within the boundaries of the City of Bartow, Florida (the “City”); and

WHEREAS, the District operations are funded solely by KMT Farm and Timber Company, LLC, the landholder of the majority of all real property within the District (“the Landowner”); and

WHEREAS, the District has not taken any actions regarding planned community development services for the lands located within the District and has not levied any special assessments against the assessable real property located within the District for the purposes of funding any planned community development services; and

WHEREAS, the District’s Board of Supervisors has determined that based upon information provided to it by the Landowner, and the current economic conditions and the level of improvements already completed within the District, the planned community development services to be provided to the lands within the boundaries of the District may be efficiently and effectively provided by means other than by the District; and

WHEREAS, the District, based upon the foregoing, does not anticipate engaging in community development activities for the foreseeable future; and

WHEREAS, the District's Board of Supervisors finds that it is in the best interest of the District and the District's landowners that the District be declared inactive pursuant to Chapter 189.062(1), Florida Statutes; and

WHEREAS, the termination of the District will not harm or otherwise injure any interests of the landowners of the District, nor harm nor otherwise injure any interests of any other party within or without the District; and

WHEREAS, the District's Board of Supervisors finds that it is in the best interest of the District and the District's landowners that the District be dissolved and that the planned community development services be provided by means other than by the District; and

WHEREAS, the District's Board of Supervisors desires that the Florida Department of Economic Opportunity declare the District inactive and send a notice of declaration of inactive status to the Mayor of the City of Bartow and direct the City to dissolve the District by repealing the Ordinance or by other appropriate means in accordance with Section 189.062, Florida Statutes.

**NOW THEREFORE, BE IT RESOLVED BY THE BOARD
OF SUPERVISORS OF THE SADDLE CREEK
COMMUNITY DEVELOPMENT DISTRICT:**

SECTION 1. INCORPORATION OF WHEREAS CLAUSES. All of the above representations, findings, and determinations contained within the Whereas Clauses of this Resolution are recognized as true and accurate, and are expressly incorporated into this Resolution.

SECTION 2. DECLARATION OF INACTIVITY. The District's Board of Supervisors hereby unanimously declares that the District is inactive pursuant to Section 189.062(1)(a)6., Florida Statutes.

SECTION 3. REQUEST FOR ACTION. The District hereby requests that the Department of Economic Opportunity declare the District inactive and send a notice of declaration of inactive status to the Mayor of the City of Bartow and direct the City to dissolve the District by repealing the Ordinance or by other appropriate means in accordance with Section 189.062, Florida Statutes.

SECTION 4. DIRECTION TO DISTRICT COUNSEL. District Counsel is hereby directed to take the appropriate actions to transmit this Resolution to the Florida Department of Economic Opportunity, to publish the appropriate notice, and to take any other steps necessary to effectuate the orderly termination of the District.

SECTION 5. SEVERABILITY. The invalidity or unenforceability of any one or more provisions of this Resolution shall not affect the validity or enforceability of the remaining portions of this Resolution, or any part thereof.

SECTION 6. EFFECTIVE DATE. This Resolution shall take effect immediately upon the passage and adoption of this Resolution by the Board of Supervisors of the Saddle Creek Community Development District.

PASSED AND ADOPTED in public session this 27th day of February, 2018.

ATTEST:

**SADDLE CREEK COMMUNITY
DEVELOPMENT DISTRICT**

Secretary/Assistant Secretary

Chairman/Vice Chairman