

CITY OF LABELLE



AGENDA

City Commission Workshop

Friday, September 27, 2024, at 4:00 PM

Commission Chambers
481 West Hickpochee Ave
LaBelle, FL 33975

CITY COMMISSION:

Julie C. Wilkins., Mayor
Daniel Akin, Commissioner
Jackie Ratica, Commissioner
Bobbie Spratt, Commissioner
Hugo Vargas, Commissioner

ADMINISTRATION:

Tijauna Warner, BAS, MMC, Deputy City Clerk
Derek Rooney, Esq., City Attorney
Mitchell Wills, Superintendent PW

Agenda

1. **Call to Order**
2. **Invocation and Pledge of Allegiance**
3. **Roll Call**
4. **Public Hearings and/or Ordinances**
 - A. Proposed Budget Fiscal Year 2024-2025
 - B. Marijuana Ordinance
5. **Adjournment**

Meeting Records Request

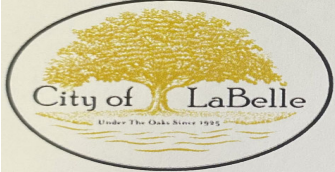
Any person requesting the appeal of a decision of the City Commission will require a verbatim record of the proceedings and for that purpose will need to ensure that such verbatim record is made. Pursuant to FS. 286.0105, the record must include the testimony and evidence upon which the appeal is to be based. The City of Labelle does not prepare or provide such verbatim record.

Notice of Commission Meetings and Agendas

The second Thursday of each month are regular meeting dates for the City Commission; special or workshop meetings may be called, whenever necessary. Commission Agendas are posted on the City's website on the Friday prior to each Commission meeting. A copy of the meeting audio and the complete agenda may be requested at tiawarner@citylabelle.com or 863-675-2872.

Americans with Disabilities Act

In accordance with the provisions of the Americans with Disabilities Act (ADA), this document can be made available in an alternate format upon request. Special accommodations can be provided upon request with five (5) days advance notice of any meeting, by contacting Deputy City Clerk Tijauna Warner at LaBelle City Hall, 481 W. Hickpochee Avenue, LaBelle, Florida. Phone No. 863-675-2872. Hearing Assistance: If hearing impaired, contact Florida Relay at 800-955-8771 (TDD) or 800-955-8770 (Voice), for assistance. (Reference: Florida Statute 286.26)



Account Description	2023-2024 ADOPTED BUDGET 5.25 Mil	2024-2025 Proposed 5.25 Mil	Increase/Decrease From Previous Year	COMMENT
AD VALOREM TAXES	\$ 1,719,621.00	\$ 1,895,100.00	\$ 175,479.00	
PENALTIES/INT. ON AD VALOREM TAX	\$ 1,500.00	\$ 9,100.00	\$ 7,600.00	
PENALTIES;AD VAL./SPEC.DISTRICT	\$ 2,500.00	\$ -	\$ (2,500.00)	
SPECIAL DISTRICTS; POLICE	\$ 328,817.00	\$ 347,200.00	\$ 18,383.00	
SPECIAL DISTRICTS; RECREATION	\$ 237,500.00	\$ 251,400.00	\$ 13,900.00	
SPECIAL DISTRICTS;FIRE	\$ 208,240.00	\$ 220,000.00	\$ 11,760.00	
STREET LIGHTING FUND	\$ 129,837.00	\$ 136,900.00	\$ 7,063.00	
311 Total	\$ 2,628,015.00	\$ 2,859,700.00	\$ 231,685.00	
LOCAL OPTION GAS TAX	\$ 301,964.00	\$ 321,700.00	\$ 19,736.00	
LOCAL GOVT.INFRASTRUCTURE SURTAX	\$ 669,583.00	\$ 683,300.00	\$ 13,717.00	
312 Total	\$ 971,547.00	\$ 1,005,000.00	\$ 33,453.00	
UTILITY TAXES ELECTRIC	\$ 268,671.00	\$ 294,900.00	\$ 26,229.00	
314 Total	\$ 268,671.00	\$ 294,900.00	\$ 26,229.00	
LOCAL BUSINESS TAX		\$ 17,800.00	\$ 17,800.00	
316 TOTAL		\$ 17,800.00	\$ 17,800.00	
OCCUPATIONAL LICENSE	\$ 17,500.00	\$ 2,000.00	\$ (15,500.00)	
321 Total	\$ 17,500.00	\$ 2,000.00	\$ (15,500.00)	
BUILDING PERMITS	\$ 200,000.00	\$ 182,700.00	\$ (17,300.00)	
PLANNING AND DEVELOPMENT		\$ 25,100.00	\$ 25,100.00	
322 Total	\$ 200,000.00	\$ 207,800.00	\$ 7,800.00	
FRANCHISE TAXES-ELECTRIC	\$ 417,857.00	\$ 450,500.00	\$ 32,643.00	
FRANCHISE FEES - WSI	\$ 5,000.00	\$ 4,600.00	\$ (400.00)	
COMMUNICATION SERVICE TAX	\$ 169,204.00	\$ 213,000.00	\$ 43,796.00	
UTILITY TAXES-PROPANE	\$ 36,664.00	\$ 31,600.00	\$ (5,064.00)	
FRANCHISE FEES	\$ 13,014.00	\$ 15,500.00	\$ 2,486.00	
323 Total	\$ 641,739.00	\$ 715,200.00	\$ 73,461.00	
FLA. DOT AGREEMENT	\$ 40,000.00	\$ 40,000.00	\$ -	
FL DEPT OF COMMERCE		\$ 2,000,000.00	\$ 2,000,000.00	CAPITAL GRANT
STATE FIRE MARSHALL GRANT		\$ 2,000,000.00	\$ 2,000,000.00	CAPITAL GRANT
334 Total	\$ 40,000.00	\$ 4,040,000.00	\$ 4,000,000.00	
MUNICIPAL REVENUE SHARING (MRS)	\$ 208,941.00	\$ 172,700.00	\$ (36,241.00)	
STATE GAS TAX 8 CENT	\$ 39,728.00	\$ 40,500.00	\$ 772.00	
MOBILE HOME LICENSES	\$ 7,000.00	\$ 6,500.00	\$ (500.00)	
BEVERAGE LICENSES	\$ 11,345.00	\$ 7,200.00	\$ (4,145.00)	
LOCAL GOVT. 1/2 CENT SALES	\$ 285,763.00	\$ 344,100.00	\$ 58,337.00	
335 Total	\$ 552,777.00	\$ 571,000.00	\$ 18,223.00	
FEES MISCELLANEOUS	\$ 1,000.00	\$ -	\$ (1,000.00)	
FUEL TAX REFUND	\$ 1,000.00	\$ 3,600.00	\$ 2,600.00	
REZONING & VARIANCE FEES	\$ -	\$ -	\$ -	
341 Total	\$ 2,000.00	\$ 3,600.00	\$ 1,600.00	
COUNTY PORTION OF FIRES	\$ 757,389.00	\$ 893,000.00	\$ 135,611.00	BOCC TENT. BUDGET
342 Total	\$ 757,389.00	\$ 893,000.00	\$ 135,611.00	
CITY WHARF		\$ 9,700.00	\$ 9,700.00	
		\$ 9,700.00	\$ 9,700.00	
ANIMAL CONTROL-COUNTY	\$ 214,747.00	\$ 289,117.00	\$ 74,370.00	BOCC TENT. BUDGET
ADOPTION/SPAY NEUTER FUND	\$ 3,000.00	\$ 4,400.00	\$ 1,400.00	
FINES & CHARGES - A. CONTROL	\$ 4,000.00	\$ 4,200.00	\$ 200.00	
346 Total	\$ 221,747.00	\$ 297,717.00	\$ 75,970.00	
RENT-CIVIC CENTER	\$ -	\$ 63,200.00	\$ 63,200.00	
CROWD MANAGEMENT		\$ 6,300.00	\$ 6,300.00	
347 Total	\$ -	\$ 69,500.00	\$ 69,500.00	
FINES & FORFEITURES	\$ 25,000.00	\$ 25,600.00	\$ 600.00	
FINES & FORFEITURES-OTHER	\$ 12,500.00	\$ 15,200.00	\$ 2,700.00	
351 Total	\$ 37,500.00	\$ 40,800.00	\$ 3,300.00	
INTEREST ON INVESTMENTS	\$ 25,000.00	\$ 52,800.00	\$ 27,800.00	
361 Total	\$ 25,000.00	\$ 52,800.00	\$ 27,800.00	
EQUIPMENT SALES	\$ -	\$ 40,000.00	\$ 40,000.00	
LAND SALES	\$ -	\$ -	\$ -	
364 Total	\$ -	\$ 40,000.00	\$ 40,000.00	
DUE FROM WATER	\$ -	\$ -	\$ -	
DUE FROM SEWER	\$ -	\$ -	\$ -	
FUND BALANCE TRANSFER: STREETS	\$ 600,000.00	\$ 500,000.00	\$ (100,000.00)	FOR STREET PAVING
FUND BALANCE TRANSFER: GENERAL FUND	\$ 200,000.00	\$ 10,000.00	\$ (190,000.00)	TO BALANCE BUDGET
FUND BALANCE TRANSFER: GENERAL FUND	\$ -	\$ 704,828.00	\$ 704,828.00	FOR CONTINGENCY
131 Total	\$ 800,000.00	\$ 1,214,828.00	\$ 414,828.00	
GENERAL FUND Revenue Total	\$ 7,163,885.00	\$ 12,335,345.00	\$ 5,171,460.00	

Account Description	2023-2024 ADOPTED BUDGET 5.25 Mil	2024-2025 Proposed 5.25 Mil	Increase/Decrease From Previous Year	COMMENT
GENERAL FUND Expenditures				
COMMISSIONERS:				
COMMISSIONERS PERSONNEL SERVICES:				
COMMISSIONERS SALARIES - REGULAR	\$ 48,432.00	\$ 48,431.36	\$ (0.64)	
OVERTIME	\$ -	\$ -	\$ -	
SOCIAL SECURITY	\$ 3,705.00	\$ 3,705.00	\$ -	
RETIREMENT CONTRIBUTIONS	\$ 28,420.00	\$ 28,301.71	\$ (118.29)	
HEALTH INSURANCE	\$ 56,753.00	\$ 59,078.16	\$ 2,325.16	
WORKMENS COMP AND CASUALTY	\$ 107.00	\$ 1,499.17	\$ 1,392.17	
COMMISSIONERS OPERATING EXPENDITURES:				
PROFESSIONAL SERVICES	\$ 150,000.00	\$ 145,000.00	\$ (5,000.00)	
ACCOUNTING & AUDIT FEES	\$ 3,000.00		\$ (3,000.00)	
CONTRACT SERVICES	\$ 44,500.00	\$ 46,000.00	\$ 1,500.00	
CONFERENCE TRAVEL AND PER DIEM	\$ 12,500.00	\$ 16,500.00	\$ 4,000.00	
COMMUNICATION SERVICES	\$ 2,500.00	\$ 17,500.00	\$ 15,000.00	
UTILITY SERVICES	\$ 10,000.00	\$ 10,000.00	\$ -	
INSURANCE	\$ 5,618.00	\$ 5,386.00	\$ (232.00)	
REPAIRS AND MAINTENANCE	\$ 2,500.00	\$ 6,000.00	\$ 3,500.00	
PROMOTIONAL ACTIVITY/ADVERTISEMENT	\$ 4,000.00	\$ 7,000.00	\$ 3,000.00	
OFFICE SUPPLIES	\$ 3,500.00	\$ 3,500.00	\$ -	
OPERATING SUPPLIES Will now include Lunches	\$ 16,750.00	\$ 17,500.00	\$ 750.00	
SUBSCRIPTIONS AND MEMBERSHIPS	\$ -	\$ 1,500.00	\$ 1,500.00	
511 Total	\$ 392,285.00	\$ 416,901.40	\$ 24,616.40	
EXECUTIVE:				
EXECUTIVE PERSONNEL SERVICES:				
SALARIES	\$ 216,393.00	\$ 214,676.80	\$ (1,716.20)	
OVERTIME	\$ 2,500.00	\$ 5,000.00	\$ 2,500.00	
SOCIAL SECURITY	\$ 16,746.00	\$ 16,805.28	\$ 59.28	
RETIREMENT CONTRIBUTION	\$ 28,422.00	\$ 26,656.14	\$ (1,765.86)	
HEALTH, LIFE VISION DENTAL	\$ 46,271.00	\$ 32,454.90	\$ (13,816.10)	
WORKMENS COMP AND CASUALTY	\$ 431.00	\$ 442.91	\$ 11.91	
EXECUTIVE OPERATING EXPENDITURES:				
PROFESSIONAL SERVICES	\$ 11,000.00	\$ 6,500.00	\$ (4,500.00)	
ACCOUNTING AND AUDIT FEES	\$ -	\$ -	\$ -	
CONTRACT SERVICES	\$ -	\$ 45,000.00	\$ 45,000.00	
CONFERENCE TRAVEL AND PER DIEM	\$ 13,187.00	\$ 13,700.00	\$ 513.00	
COMMUNICATION SERVICES	\$ 4,100.00	\$ 3,500.00	\$ (600.00)	
FUEL	\$ 2,750.00	\$ 3,000.00	\$ 250.00	
UTILITY SERVICES	\$ 4,500.00	\$ 4,000.00	\$ (500.00)	
INSURANCE	\$ 5,618.00	\$ 5,386.00	\$ (232.00)	
REPAIR AND MAINTENANCE	\$ 2,000.00	\$ 2,000.00	\$ -	
PROMOTIONAL ACTIVITY/ADVERTISEMENT	\$ 500.00	\$ 250.00	\$ (250.00)	
OFFICE SUPPLIES	\$ 4,500.00	\$ 4,500.00	\$ -	
OPERATING SUPPLIES	\$ 3,950.00	\$ 3,700.00	\$ (250.00)	
SUBSCRIPTIONS AND MEMBERSHIPS	\$ 14,500.00	\$ 1,250.00	\$ (13,250.00)	
512 Total	\$ 377,368.00	\$ 388,822.02	\$ 11,454.02	
FINANCIAL: FINANCE DEPARTMENT				
FINANCIAL PERSONNEL SERVICES:				
SALARIES	\$ 181,578.00	\$ 223,160.00	\$ 41,582.00	
OVERTIME	\$ 2,500.00	\$ 3,500.00	\$ 1,000.00	
SOCIAL SECURITY	\$ 14,082.00	\$ 17,339.49	\$ 3,257.49	
RETIREMENT CONTRIBUTION	\$ 24,980.00	\$ 30,891.66	\$ 5,911.66	
HEALTH, LIFE VISION DENTAL	\$ 41,691.00	\$ 48,822.22	\$ 7,131.22	
WORKMEN'S COMP AND PROP.CASUALTY	\$ 375.00	\$ 456.99	\$ 81.99	
FINANCIAL OPERATING EXPENDITURES:				
PROFESSIONAL SERVICES	\$ 5,500.00	\$ 5,500.00	\$ -	
ACCOUNTING AND AUDITING FEES	\$ 35,000.00	\$ 39,000.00	\$ 4,000.00	
CONTRACT SERVICES	\$ 5,000.00	\$ 19,000.00	\$ 14,000.00	
CONFERENCE TRAVEL AND PER DIEM	\$ 1,500.00	\$ 9,000.00	\$ 7,500.00	
COMMUNICATION SERVICES	\$ 3,000.00	\$ 2,000.00	\$ (1,000.00)	
FUEL	\$ 100.00	\$ 100.00	\$ -	
UTILITY SERVICES	\$ 2,000.00	\$ 3,400.00	\$ 1,400.00	
INSURANCE	\$ 5,618.00	\$ 5,386.00	\$ (232.00)	
REPAIRS AND MAINTENANCE	\$ 1,000.00	\$ 1,000.00	\$ -	
PROMOTIONAL ACTIVITY/ADVERTISEMENTS	\$ 500.00	\$ 500.00	\$ -	
ELECTION EXPENSE	\$ -	\$ 2,500.00	\$ 2,500.00	
OFFICE SUPPLIES	\$ 3,000.00	\$ 3,000.00	\$ -	
OPERATING SUPPLIES	\$ 750.00	\$ 3,300.00	\$ 2,550.00	
SUBSCRIPTIONS AND MEMBERSHIPS	\$ 4,000.00	\$ 1,400.00	\$ (2,600.00)	
DISCOUNTS-AD VAL TAX	\$ 2,500.00	\$ 2,500.00	\$ -	
TAX COLLECTOR FEE	\$ 700.00	\$ 700.00	\$ -	
RESERVE FOR CONTINGENCIES	\$ 172,988.00	\$ -	\$ (172,988.00)	SEE #525
513 Total	\$ 508,362.00	\$ 422,456.36	\$ (85,905.64)	

Account Description	2023-2024 ADOPTED BUDGET 5.25 Mil	2024-2025 Proposed 5.25 Mil	Increase/Decrease From Previous Year	COMMENT
LAW ENFORCEMENT:				
OPERATING EXPENDITURES:				
COMMUNICATION SERVICES	\$ 1,000.00	\$ 1,000.00	\$ -	
PROP. APPRAISER-COLLECT.CHRGS.	\$ 2,500.00	\$ 2,625.00	\$ 125.00	
SHERIFFS' CONTRACT	\$ 440,000.00	\$ 444,800.00	\$ 4,800.00	
521 Total	\$ 443,500.00	\$ 448,425.00	\$ 4,925.00	
FIRE DEPARTMENT:				
FIRE DEPARTMENT PERSONNEL SERVICES:				
SALARIES	\$ 301,361.00	\$ 496,516.80	\$ 195,155.80	
FIRE OVERTIME	\$ 10,000.00	\$ 36,000.00	\$ 26,000.00	
DRILLS/MEETINGS	\$ 4,400.00	\$ 4,400.00	\$ -	
VOLUNTEER FIRE	\$ 140,000.00	\$ 140,000.00	\$ -	
OFFICER PAY	\$ 42,500.00	\$ 47,600.00	\$ 5,100.00	
SICK	\$ 38,117.00	\$ -	\$ (38,117.00)	
SOCIAL SECURITY	\$ 120,530.00	\$ 55,425.54	\$ (65,104.46)	
RETIREMENT CONTRIBUTION	\$ 80,087.00	\$ 231,048.41	\$ 150,961.41	
HEALTH INSURANCE	\$ 35,192.00	\$ 120,531.44	\$ 85,339.44	
WORKERS COMP AND CASUALTY	\$ -	\$ 44,596.47	\$ 44,596.47	
OPERATING EXPENDITURES				
PROFESSIONAL SERVICES	\$ 31,200.00	\$ 5,500.00	\$ (25,700.00)	
CONTRACT SERVICES	\$ -	\$ 37,000.00	\$ 37,000.00	
CONFERENCE TRAVEL AND PER DIEM	\$ 14,000.00	\$ 16,500.00	\$ 2,500.00	
COMMUNICATION SERVICES	\$ 5,500.00	\$ 12,000.00	\$ 6,500.00	
FUEL	\$ 42,500.00	\$ 30,000.00	\$ (12,500.00)	
UTILITY SERVICES	\$ 6,500.00	\$ 16,000.00	\$ 9,500.00	
UNIFORMS	\$ 8,500.00	\$ -	\$ (8,500.00)	
INSURANCE	\$ 16,740.00	\$ 16,049.00	\$ (691.00)	
REPAIRS & MAINTENANCE	\$ 60,000.00	\$ 80,000.00	\$ 20,000.00	
OFFICE SUPPLIES	\$ 5,000.00	\$ 5,000.00	\$ -	
OPERATING SUPPLIES	\$ 65,000.00	\$ 100,000.00	\$ 35,000.00	
SUBSCRIPTIONS AND MEMBERSHIPS	\$ 2,500.00	\$ 2,500.00	\$ -	
PROPERTY APPRAISER	\$ 2,750.00	\$ 3,000.00	\$ 250.00	
FIRE DEPARTMENT CAPITAL OUTLAY:				
CAPITAL OUTLAY - EQUIPMENT	\$ 36,250.00	\$ 32,000.00	\$ (4,250.00)	
GRANT EXPENSES/BLDG		\$ 2,000,000.00	\$ 2,000,000.00	CAPITAL GRANT
FIRE DEPARTMENT DEBT SERVICE:				
DEBT SERVICE-FIRE TRUCK	\$ 46,000.00	\$ 60,500.00	\$ 14,500.00	
			\$ -	
522 Total	\$ 1,114,627.00	\$ 3,592,167.66	\$ 2,477,540.66	
BUILDING & CODE ENFORCEMENT				
PROTECTIVE INSPECTIONS PERSONNEL SERVICE				
SALARIES	\$ 267,608.00	\$ 347,058.40	\$ 79,450.40	
OVERTIME	\$ 3,500.00	\$ 3,500.00	\$ -	
SOCIAL SECURITY	\$ 20,740.00	\$ 26,817.72	\$ 6,077.72	
RETIREMENT	\$ 57,900.00	\$ 68,867.98	\$ 10,967.98	
HEALTH INSURANCE	\$ 66,689.00	\$ 77,690.78	\$ 11,001.78	
WORKERS COMPENSATION	\$ 3,724.00	\$ 4,266.97	\$ 542.97	
PROTECTIVE INSPECTIONS OPERATING EXP:				
PROFESSIONAL SERVICES	\$ 1,500.00	\$ -	\$ (1,500.00)	
PROFESSIONAL SERVICES	\$ 20,000.00	\$ 53,000.00	\$ 33,000.00	
CONTRACT SERVICES	\$ 90,000.00	\$ 162,000.00	\$ 72,000.00	
CONFERENCES TRAVEL AND PER DIEM	\$ 4,000.00	\$ 7,000.00	\$ 3,000.00	
COMMUNICATION SERVICES	\$ 7,000.00	\$ 5,000.00	\$ (2,000.00)	
FUEL	\$ 5,750.00	\$ 3,000.00	\$ (2,750.00)	
UTILITY SERVICES	\$ 6,000.00	\$ 3,000.00	\$ (3,000.00)	
INSURANCE	\$ 4,191.00	\$ 4,018.00	\$ (173.00)	
REPAIR & MAINT/DEMO	\$ 80,000.00	\$ 8,000.00	\$ (72,000.00)	
PROMOTIONAL ACTIVITY/ADVERTISEMENT	\$ 6,000.00	\$ 6,000.00	\$ -	
OFFICE SUPPLIES	\$ 3,000.00	\$ 3,500.00	\$ 500.00	
OPERATING SUPPLIES	\$ 7,100.00	\$ 6,100.00	\$ (1,000.00)	
SUBSCRIPTIONS AND MEMBERSHIPS	\$ 18,000.00	\$ 1,000.00	\$ (17,000.00)	
CAPITAL - EQUIPMENT	\$ -	\$ 52,500.00	\$ 52,500.00	
		\$ -		
524 Total	\$ 672,702.00	\$ 842,319.85	\$ 169,617.85	

Account Description	2023-2024 ADOPTED BUDGET 5.25 Mil	2024-2025 Proposed 5.25 Mil	Increase/Decrease From Previous Year	COMMENT
CONTINGENCY/RESERVE/DISASTER				
SALARIES	\$ 200,000.00	\$ 200,000.00	\$ -	
OT SALARIES	\$ -	\$ -	\$ -	
SOCIAL SECURITY	\$ 15,300.00	\$ 15,300.00	\$ -	
RETIREMENT	\$ 48,380.00	\$ 48,380.00	\$ -	
CONTRACT SERVICES	\$ 250,000.00	\$ 250,000.00	\$ -	
REPAIRS AND MAINTENANCE	\$ 18,160.00	\$ 18,388.43	\$ 228.43	
CONTINGENCY/RESERVE/DISASTER	\$ 18,160.00	\$ 704,828.00	\$ 686,668.00	SEE FUND BAL TRANSFER
525 Total	\$ 550,000.00	\$ 1,236,896.43	\$ 686,896.43	
ROADS & STREETS:				
ROADS & STREETS PERSONNEL SERVICES:				
SALARIES	\$ 498,200.00	\$ 498,051.42	\$ (148.58)	
STREETS OVERTIME	\$ 10,000.00	\$ 12,000.00	\$ 2,000.00	
SOCIAL SECURITY	\$ 38,878.00	\$ 39,018.93	\$ 140.93	
RETIREMENT CONTRIBUTION	\$ 68,963.00	\$ 64,262.72	\$ (4,700.28)	
HEALTH INSURANCE	\$ 138,341.00	\$ 115,434.76	\$ (22,906.24)	
WORKMEN'S COMPENSATION AND P/C	\$ 67,737.00	\$ 58,195.12	\$ (9,541.88)	
ROADS & STREETS OPERATING EXPENDITURES:				
PROFESSIONAL SERVICES	\$ -	\$ 1,500.00	\$ 1,500.00	
CONTRACT SERVICES	\$ 28,100.00	\$ 10,000.00	\$ (18,100.00)	
CONFERENCE TRAVEL AND PER DIEM		\$ 3,500.00	\$ 3,500.00	
COMMUNICATION SERVICES	\$ 2,500.00	\$ 3,500.00	\$ 1,000.00	
FUEL	\$ 3,500.00	\$ 40,000.00	\$ 36,500.00	
UTILITY SERVICES	\$ 35,000.00	\$ 225,000.00	\$ 190,000.00	
UNIFORMS	\$ 175,000.00	\$ -	\$ (175,000.00)	
INSURANCE	\$ -	\$ 111,126.00	\$ 111,126.00	
REPAIRS AND MAINTENANCE	\$ 116,130.00	\$ 75,000.00	\$ (41,130.00)	
STREET & SIDEWALK MAINT	\$ 60,000.00	\$ -	\$ (60,000.00)	
OFFICE SUPPLIES	\$ -	\$ 500.00	\$ 500.00	
OPERATING SUPPLIES	\$ 15,000.00	\$ 35,000.00	\$ 20,000.00	
ROAD MATERIALS AND SUPPLIES	\$ 10,000.00	\$ 30,000.00	\$ 20,000.00	
SUBSCRIPTIONS AND MEMBERSHIPS	\$ -	\$ 500.00	\$ 500.00	
CAPITAL OUTLAY:				
CAPITAL - BUILDING	\$ -	\$ -	\$ -	
CAPITAL - EQUIPMENT	\$ 5,000.00	\$ 4,800.00	\$ (200.00)	
541 Total	\$ 1,272,349.00	\$ 1,327,388.96	\$ 55,039.96	
CAPITAL EXPENDITURES:				
BUILDING-CITY HALL	\$ 114,000.00	\$ -	\$ (114,000.00)	
EQUIPMENT-ADMINISTRATION	\$ 50,000.00	\$ -	\$ (50,000.00)	
CAPITAL OUTLAY - STREET PAVING	\$ 600,000.00	\$ 500,000.00	\$ (100,000.00)	SEE CASH CARRY OVER
CAPITAL EXPENDITURES HUMAN SERVICES:	\$ -	\$ 2,000,000.00	\$ 2,000,000.00	GRANT FUNDING
CAPITAL EXPENDITURES PARKS AND RECREATIO	\$ 154,344.00	\$ 35,000.00	\$ (119,344.00)	
550 TOTAL	\$ 918,344.00	\$ 2,535,000.00	\$ 1,616,656.00	
ANIMAL CONTROL				
HEALTH SERVICES PERSONNEL SERVICES:				
SALARIES	\$ 158,600.00	\$ 204,360.00	\$ 45,760.00	
ANIMAL CONTROL-OVERTIME	\$ 2,500.00	\$ 11,000.00	\$ 8,500.00	
SOCIAL SECURITY	\$ 12,325.00	\$ 16,475.04	\$ 4,150.04	
RETIREMENT CONTRIBUTION	\$ 21,862.00	\$ 29,353.57	\$ 7,491.57	
HEALTH INSURANCE	\$ 57,898.00	\$ 65,830.50	\$ 7,932.50	
WORKMEN'S COMP AND PROP.CASUALTY	\$ 2,609.00	\$ 3,049.41	\$ 440.41	
HEALTH SERVICES OPERATING EXPENDITURES:				
PROFESSIONAL SERVICES	\$ 500.00	\$ 1,500.00	\$ 1,000.00	
CONTRACT SERVICES	\$ 10,000.00	\$ 7,000.00	\$ (3,000.00)	
CONFERENCE TRAVEL & PER DIEM	\$ 2,500.00	\$ 5,600.00	\$ 3,100.00	
COMMUNICATION SERVICES	\$ 4,100.00	\$ 6,000.00	\$ 1,900.00	
FUEL	\$ 11,000.00	\$ 17,000.00	\$ 6,000.00	
UTILITY SERVICES	\$ 5,000.00	\$ 5,000.00	\$ -	
INSURANCE	\$ 5,400.00	\$ 5,177.00	\$ (223.00)	
REPAIRS & MAINTENANCE	\$ 3,000.00	\$ 5,000.00	\$ 2,000.00	
OFFICE SUPPLIES	\$ 500.00	\$ 500.00	\$ -	
OPERATING SUPPLIES	\$ 4,200.00	\$ 8,000.00	\$ 3,800.00	
SUBSCRIPTIONS AND MEMBERSHIPS		\$ 500.00	\$ 500.00	
CAPITAL OUTLAY				
BLDG/EQ -ANIMAL CONTROL	\$ 125,000.00	\$ 175,000.00	\$ 50,000.00	
560 Total	\$ 426,993.00	\$ 566,345.52	\$ 139,351.52	

Account Description	2023-2024 ADOPTED BUDGET 5.25 Mil	2024-2025 Proposed 5.25 Mil	Increase/Decrease From Previous Year	COMMENT
CULTURE/RECREATION:				
PARKS AND RECREATION:				
PARKS AND RECREATION PERSONNEL SERVICES:				
SALARIES	\$ 7,669.00	\$ 52,000.00	\$ 44,331.00	
PARKS OVERTIME	\$ 100.00	\$ 1,000.00	\$ 900.00	
SOCIAL SECURITY	\$ 587.00	\$ 4,054.50	\$ 3,467.50	
RETIREMENT CONTRIBUTION	\$ 1,041.00	\$ 7,223.90	\$ 6,182.90	
HEALTH INSURANCE	\$ 3,679.00	\$ 17,406.49	\$ 13,727.49	
WORKMEN'S COMP AND PROP.CASUALTY	\$ 5,150.00	\$ 4,719.92	\$ (430.08)	
MISCELLANEOUS	\$ 9,459.00	\$ -	\$ (9,459.00)	
COMMUNICATION SERVICES	\$ 1,250.00	\$ -	\$ (1,250.00)	
FUEL	\$ 1,000.00	\$ 2,000.00	\$ 1,000.00	
UTILITY SERVICES	\$ 30,000.00	\$ 45,000.00	\$ 15,000.00	
INSURANCE	\$ 54,889.00	\$ 52,622.00	\$ (2,267.00)	
REPAIRS & MAINTENANCE	\$ 11,000.00	\$ 15,000.00	\$ 4,000.00	
OPERATING SUPPLIES	\$ 3,500.00	\$ 10,000.00	\$ 6,500.00	
SUBSCRIPTIONS AND MEMBERSHIPS		\$ 100.00	\$ 100.00	
WEST HENDRY CO-SPECIAL DISTRICT	\$ 174,895.00	\$ 174,895.00	\$ -	
COLLECT CHARGES-PROP.APPRAISER	\$ 650.00	\$ 1,000.00	\$ 350.00	
CIVIC CENTER USDA LOAN INTEREST	\$ 8,145.00	\$ 13,600.00	\$ 5,455.00	
572 Total	\$ 313,014.00	\$ 400,621.80	\$ 87,607.80	
SPECIAL EVENTS:				
CHRISTMAS EXPENSE	\$ 15,000.00	\$ 15,000.00	\$ -	
SCF & 4TH JULY EXPENSE	\$ 25,000.00	\$ 25,000.00	\$ -	
SPECIAL EVENTS - OTHER		\$ 25,000.00	\$ 25,000.00	
574 Total	\$ 40,000.00	\$ 65,000.00	\$ 25,000.00	
GRANTS OPERATING EXP:				
PROFESSIONAL SERVICES - GRANTS	\$ 60,000.00	\$ -	\$ (60,000.00)	
GRANTS CAPITAL OUTLAY	\$ -	\$ -	\$ -	
GRANTS IMP O/T BLDG.	\$ -	\$ -	\$ -	
570 Total	\$ 60,000.00	\$ -	\$ (60,000.00)	
OTHER NON-OPERATING DISBURSEMENTS	\$ -	\$ -	\$ -	
000 Total	\$ -	\$ -	\$ -	
OTHER NON-OPERATING DISBURSEMENTS:				
AREA HOUSING AUTHORITY				
DONATION/ HENDRY CO ECONOMIC DEC COUNCIL	\$ 25,000.00	\$ 25,000.00	\$ -	
DONATIONS-DAV	\$ -	\$ 2,000.00	\$ 2,000.00	
DONATION-LABELLE HERITAGE MUSEUM	\$ -	\$ -	\$ -	
DONATION-LDRC - DOWNTOWN REVITALIZATION/	\$ 20,000.00	\$ 21,000.00	\$ 1,000.00	
BARRON LIBRARY DONATION	\$ 45,000.00	\$ 45,000.00	\$ -	
FOURTH OF JULY DONATION-CITY PORTION	\$ -	\$ -	\$ -	
590 Total	\$ 90,000.00	\$ 93,000.00	\$ 3,000.00	
000 Total	\$ -	\$ -	\$ -	
GENERAL FUND SUMMARY				
PROPOSED 2024-2025 EXPENSE	\$ 7,179,543.00	\$ 12,335,345.00	\$ 5,155,802.00	
PROPOSED 2024-2025 REVENUE	\$ 7,163,885.00	\$ 12,335,345.00	\$ 5,171,460.00	
NET SURPLUS (DEFICIT)	\$ (15,658.00)	\$ 0.00	\$ 15,658.00	

Account Description	2023-2024 ADOPTED BUDGET 5.25 Mil	2024-2025 Proposed 5.25 Mil	Increase/Decrease From Previous Year	COMMENT
WATER 041				

WATER DEPOSITS	\$ 15,000	\$ 35,000.00	\$ 20,000.00	DEFERRED REVENUE
WATER DEPOSITS - IMPACT FEES	\$ 7,500	\$ 62,600.00	\$ 55,100.00	DEFERRED REVENUE
220 Total	\$ 22,500	\$ 97,600.00	\$ 75,100.00	DEFERRED REVENUE
FEES MISCELLANEOUS	\$ 20,000	\$ 46,000.00	\$ 26,000.00	
341 Total	\$ 20,000	\$ 46,000.00	\$ 26,000.00	
WATER SALES	\$ 2,181,230	\$ 3,644,000.00	\$ 1,462,770.00	
CONNECTION FEES	\$ 200,000	\$ -	\$ (200,000.00)	
TURN ON FEES	\$ 10,000	\$ 11,000.00	\$ 1,000.00	
CAPITAL OUTLAY	\$ 500,000	\$ 188,000.00	\$ (312,000.00)	
WTR/NSF	\$ -	\$ 4,000.00	\$ 4,000.00	
343 Total	\$ 2,891,230	\$ 3,847,000.00	\$ 955,770.00	
INTEREST ON INVESTMENTS	\$ 2,500	\$ 11,000.00	\$ 8,500.00	
361 Total	\$ 2,500	\$ 11,000.00	\$ 8,500.00	
FDEM GRANT & DEP GRANT	\$ 1,094,050	\$ 3,500,000.00	\$ 2,405,950.00	CAPITAL PROJECTS
MISCELLANEOUS REVENUE	\$ -	\$ -	\$ -	
369 Total	\$ 1,094,050	\$ 3,500,000.00	\$ 2,405,950.00	
LESS EARMARKED FUNDS	\$ 56,013	\$ -	\$ (56,013.00)	
390 Total	\$ 56,013	\$ -	\$ (56,013.00)	
WATER FUND Revenue Total	\$ 4,086,293	\$ 7,501,600	\$ 3,415,307	INCL DEF REVENUE
TREATMENT PLANT:	\$ -	\$ -		
TREATMENT PLANT PERSONNEL SERVICES:	\$ -	\$ -		
SALARIES	\$ 303,568.00	\$ 288,017.60	\$ (15,550.40)	
OVERTIME	\$ 5,000.00	\$ 20,000.00	\$ 15,000.00	
SOCIAL SECURITY	\$ 23,606.00	\$ 23,563.35	\$ (42.65)	
RETIREMENT CONTRIBUTION	\$ 47,534.00	\$ 39,682.73	\$ (7,851.27)	
LIFE AND HEALTH INSURANCE	\$ 96,227.00	\$ 75,896.79	\$ (20,330.21)	
WORKERS COMPENSATION	\$ 28,144.00	\$ 26,468.08	\$ (1,675.92)	
TREATMENT PLANT OPERATING EXPENDITURES:	\$ -	\$ -	\$ -	
PROFESSIONAL SERVICES	\$ -	\$ -	\$ -	
PROFESSIONAL SERVICES	\$ 1,119,864.00	\$ 1,093,000.00	\$ (26,864.00)	
CONTRACT SERVICES	\$ 175,250.00	\$ 27,000.00	\$ (148,250.00)	
COMMUNICATIONS	\$ 10,800.00	\$ 10,000.00	\$ (800.00)	
FUEL	\$ 10,000.00	\$ 5,000.00	\$ (5,000.00)	
UTILITY SERVICES	\$ 154,500.00	\$ 201,000.00	\$ 46,500.00	
INSURANCE	\$ 174,900.00	\$ 167,677.00	\$ (7,223.00)	
OFFICE SUPPLIES	\$ 9,000.00	\$ 10,000.00	\$ 1,000.00	
OPERATING SUPPLIES	\$ 45,000.00	\$ 78,000.00	\$ 33,000.00	
SUBSCRIPTIONS & MEMBERSHIPS	\$ -	\$ 1,000.00	\$ 1,000.00	
REPAIR AND MAINTENANCE	\$ 22,350.00	\$ 40,000.00	\$ 17,650.00	
CAPITAL OUTLAY	\$ 1,094,050.00	\$ -	\$ (1,094,050.00)	
DEPRECIATION EXPENSE	\$ -	\$ 724,500.00	\$ 724,500.00	
535 Total	\$ 3,319,793	\$ 2,830,806	\$ (488,987)	
DEBT SERVICE:		\$ 270,172.82	\$ 270,172.82	PRINCIPAL DUE
BOND INTEREST EXPENSE	\$ 775,000	\$ 316,633.56	\$ (458,366.44)	
538 Total	\$ 775,000	\$ 586,806.38	\$ (188,193.62)	
CAPITAL EXPENDITURES CAPITAL OUTLAY:		\$ -	\$ -	
IMPROVE OTHER THAN BLDG.	\$ -	\$ 3,500,000.00	\$ 3,500,000.00	FUNDED PROJECTS
550 Total	\$ -	\$ 3,500,000.00	\$ 3,500,000.00	
OTHER USES:		\$ 99,708.41	\$ 99,708.41	CONTINGENCY RESERVE
000 Total	\$ -	\$ 99,708.41	\$ 99,708.41	
CASH CARRY-OVER		\$ -	\$ -	
581 Total	\$ -	\$ -	\$ -	
LESS EARMARKED FUNDS	\$ -	\$ -	\$ -	
580 Total	\$ -	\$ -	\$ -	
WATER FUND Expenditure Total	\$ 4,094,793.00	\$ 7,017,320.33	\$ 2,922,527.33	INCLUDES DEBT PRINCIPAL

Account Description	2023-2024 ADOPTED BUDGET 5.25 Mil	2024-2025 Proposed 5.25 Mil	Increase/Decrease From Previous Year	COMMENT
SEWER 042				
SEWER DEPOSITS	\$ 7,500.00	\$ 20,000.00	\$ 12,500.00	DEFERRED REVENUE
SEWER DEPOSITS - IMPACT FEES	\$ -	\$ 42,000.00	\$ 42,000.00	DEFERRED REVENUE
220 Total	\$ 7,500.00	\$ 62,000.00	\$ 54,500.00	DEFERRED REVENUE
CAPITAL OUTLAY	\$ 300,000.00	\$ 128,000.00	\$ (172,000.00)	
SEWER USER FEES	\$ 1,000,000.00	\$ 1,705,000.00	\$ 705,000.00	
SEWER DUMPING FEES	\$ 75,000.00	\$ 140,000.00	\$ 65,000.00	
SEWER CONNECTION FEES	\$ 40,000.00	\$ 28,000.00	\$ (12,000.00)	
GREENTREE/WASTE WATER FEES	\$ -	\$ -	\$ -	
343 Total	\$ 1,415,000.00	\$ 2,001,000.00	\$ 586,000.00	
INTEREST ON INVESTMENTS	\$ 1,750.00	\$ 4,500.00	\$ 2,750.00	
361 Total	\$ 1,750.00	\$ 4,500.00	\$ 2,750.00	
MISCELLANEOUS REVENUE	\$ 50,000.00	\$ -	\$ (50,000.00)	
SETTLEMENTS	\$ 151,287.00	\$ -	\$ (151,287.00)	
369 Total	\$ 201,287.00	\$ -	\$ (201,287.00)	
TRANSFER IN-GENERAL FUND	\$ -	\$ -	\$ -	
381 Total	\$ -	\$ -	\$ -	
STATE APPROPRIATION-RUS GRANT	\$ 21,655,842.00	\$ 6,500,000.00	\$ (15,155,842.00)	CAPITAL PROJECTS
DEBT PROCEEDS	\$ -	\$ 500,000.00	\$ 500,000.00	LOAN PRINCIPAL (RCVD)
384 Total	\$ 21,655,842.00	\$ 7,000,000.00	\$ (14,655,842.00)	
SEWER FUND Revenue Total	\$ 23,281,379.00	\$ 9,067,500.00	\$ (14,213,879.00)	
SEWAGE COLLECTION:				
SEWAGE COLLECTION PERSONNEL SERVICES:				
SALARIES	\$ 128,693.00	\$ 139,830.08	\$ 11,137.08	
OVERTIME	\$ 5,000.00	\$ 20,000.00	\$ 15,000.00	
SOCIAL SECURITY	\$ 10,228.00	\$ 12,227.00	\$ 1,999.00	
RETIREMENT CONTRIBUTION	\$ 20,974.00	\$ 19,484.77	\$ (1,489.23)	
LIFE AND HEALTH INSURANCE	\$ 61,522.00	\$ 35,723.70	\$ (25,798.30)	
WORKERS COMPENSATION	\$ 10,686.00	\$ 11,480.51	\$ 794.51	
SEWAGE COLLECTION OPERATING EXPENDITURES	\$ -	\$ -	\$ -	
PROFESSIONAL SERVICES	\$ -	\$ -	\$ -	
PROFESSIONAL SERVICES	\$ 898,576.00	\$ 1,105,000.00	\$ 206,424.00	
ENGINEER FEES AND EXPENSE	\$ -	\$ -	\$ -	
CONTRACT SERVICES	\$ 300,000.00	\$ 15,000.00	\$ (285,000.00)	
UTILITIES/LIFT STATION	\$ 75,000.00	\$ 141,000.00	\$ 66,000.00	
INSURANCE	\$ 45,641.00	\$ 43,756.00	\$ (1,885.00)	
SEWAGE COLLECTI PROMOTIONAL ACTIVITY/ADV	\$ -	\$ -	\$ -	
OFFICE SUPPLIES	\$ -	\$ 6,000.00	\$ 6,000.00	
OPERATING SUPPLIES	\$ 12,000.00	\$ 61,000.00	\$ 49,000.00	
REPAIR AND MAINTENANCE	\$ 50,000.00	\$ 42,000.00	\$ (8,000.00)	
CAPITAL OUTLAY	\$ 21,655,559.00	\$ 6,500,000.00	\$ (15,155,559.00)	GRANT FUNDED
DEPRECIATION	\$ -	\$ 624,500.00	\$ 624,500.00	
535 Total	\$ 23,273,879.00	\$ 8,777,002.06	\$ (14,496,876.94)	
DEBT SERVICE:	\$ -	\$ 269,714.97	\$ 269,714.97	LOAN PRINCIPAL (PD)
BOND PRINCIPAL/INTEREST EXPENSE	\$ -	\$ 81,062.64	\$ 81,062.64	
538 Total	\$ -	\$ 350,777.61	\$ 350,777.61	
CAPITAL EXPENDITURES:	\$ -	\$ -	\$ -	
CAPITAL EXPENDITURES CAPITAL OUTLAY:				
IMPROVE OTHER THAN BLDG.	\$ -	\$ -	\$ -	
EQUIPMENT	\$ -	\$ 500,000.00	\$ 500,000.00	
SEWER HOOK-UPS	\$ -	\$ -	\$ -	
550 Total	\$ -	\$ 500,000.00	\$ 500,000.00	
OTHER USES:	\$ -	\$ -	\$ -	
000 Total	\$ -	\$ -	\$ -	
LESS EARMARKED FUNDS	\$ -	\$ -	\$ -	
580 Total	\$ -	\$ -	\$ -	
SEWER FUND Expenditure Total	\$ 23,273,879	\$ 9,627,779.67	\$ (13,646,099.33)	

Account Description	2023-2024 ADOPTED BUDGET 5.25 Mil	2024-2025 Proposed 5.25 Mil	Increase/Decrease From Previous Year	COMMENT
SANITATION 043			\$ -	
GARBAGE DEPOSITS	\$ 8,500.00	\$ 16,000.00	\$ 7,500.00	DEFERRED REVENUE
220 Total	\$ 8,500.00	\$ 16,000.00	\$ 7,500.00	DEFERRED REVENUE
REFUSE COLLECTION	\$ 1,063,725.00	\$ 1,167,000.00	\$ 103,275.00	
343 Total	\$ 1,063,725.00	\$ 1,167,000.00	\$ 103,275.00	
INTEREST ON INVESTMENTS	\$ 200.00	\$ -	\$ (200.00)	
361 Total	\$ 200.00	\$ -	\$ (200.00)	
SANITATION OPERATION FUND Revenue Total	\$ 1,072,425.00	\$ 1,183,000.00	\$ 110,575.00	
SANITATION OPERATION FUND	\$ -	\$ -	\$ -	
OFFICE SUPPLIES	\$ -	\$ -	\$ -	
GARBAGE FEES	\$ 1,010,539.00	\$ 1,107,000.00	\$ 96,461.00	
555 Total	\$ 1,010,539.00	\$ 1,107,000.00	\$ 96,461.00	
CASH FORWARD(RESERVE)	\$ 53,386.00	\$ -	\$ (53,386.00)	
580 Total	\$ 53,386.00	\$ -	\$ (53,386.00)	
SANITATION OPERATION FUND Expenditure Total	\$ 1,063,925.00	\$ 1,107,000.00	\$ 43,075.00	

EXPENDITURES and CASH OUTFLOWS	\$ 28,432,597	\$ 17,752,100	\$ (10,680,497)
REVENUES AND CASH INFLOWS	\$ 28,440,097	\$ 17,752,100	\$ (10,687,997)
Net cash in/(out)	\$ 7,500	\$ -	\$ (7,500)

Add: Reserves/Contingencies	\$	99,708	\$ 99,708
Less: Deferred revenues	\$ (38,500)	\$ (175,600)	\$ (137,100)
Less: Loan proceeds	\$ -	\$ (500,000)	\$ (500,000)
Less: Capital grants	\$ (22,749,892)	\$ (10,000,000)	\$ 12,749,892
Plus: Capitalized assets	\$ 22,749,609	\$ 10,500,000	\$ (12,249,609)

NET UTILITY OPERATING INCOME	\$ (31,283)	\$ (75,892)	\$ (44,609)
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ORDINANCE NO. 2017-06

AN ORDINANCE OF THE CITY OF LABELLE, FLORIDA; ESTABLISHING A TEMPORARY MORATORIUM OF TWO HUNDRED AND SEVENTY DAYS (270) PROHIBITING THE OPERATION OF ANY MEDICAL MARIJUANA FACILITIES WITHIN THE CITY OF LABELLE; ESTABLISHING A MORATORIUM ON THE ISSUANCE OF OCCUPATIONAL LISCENSES, DEVELOPMENT ORDERS OR PERMITS FOR MEDICAL MARIJUANA FACILITIES WITHIN THE CITY LIMITS IN ORDER TO PROVIDE THE CITY AN OPPORTUNITY TO REVIEW AND ENACT REGULATIONS GOVERNING SAID ACTIVITIES; ESTABLISHING A PURPOSE AND INTENT; PROVIDING DEFINITIONS; MAKING CERTAIN FINDINGS; PROVIDING FOR VESTED RIGHTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR NON-CODIFICATION; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of LaBelle, Florida, "the City," is granted the authority, under Section 2(b), Article VIII, of the State Constitution, to exercise any power for municipal purposes, except when expressly prohibited by law; and,

WHEREAS, on November 8, 2016, the State of Florida passed a constitutional amendment to allow medical marijuana; and,

WHEREAS, the constitutional amendment legalized the medical use of marijuana and allows caregivers to assist with the medical use of marijuana, and directs the Florida Department of Health to register and regulate centers in the production and distribution of medical marijuana and to issue identification cards to certain patients and caregivers utilizing medical marijuana; and,

WHEREAS, in 1996 the state of California became the first state to legalize the use of medical marijuana, and several other states subsequently enacted laws legalizing medical marijuana in various circumstances; and,

WHEREAS, the California Police Chiefs Association developed a Task Force on Marijuana Dispensaries that prepared the "White Paper on Marijuana Dispensaries" ("White Paper"), which White Paper was published in 2009; and,

WHEREAS, the White Paper examined the direct and indirect adverse impacts of marijuana dispensaries in local communities and indicated that marijuana dispensaries may attract or cause ancillary crimes, and may result in adverse effects, such as

marijuana smoking in public, the sale of other illegal drugs at dispensaries, loitering and nuisances, and increased traffic near dispensaries; and,

WHEREAS, the White Paper further indicates that the presence of marijuana dispensing businesses in a community may contribute to the existence of a secondary market for illegal, street-level distribution of marijuana; and,

WHEREAS, the White Paper outlines the following typical complaints received from individuals regarding certain marijuana dispensary areas: high levels of traffic going to and from the dispensaries, people loitering in the parking lot of the dispensaries, people smoking marijuana in the parking lot of the dispensaries, vandalism near dispensaries, threats made by the dispensary employees to employees of other businesses, and citizens worries that they may become crime victims due to their proximity to dispensaries; and,

WHEREAS, the White Paper found that many medical marijuana dispensary owners had histories of drug and violence-related arrests, that records or lack of records showed that some owners were not properly reporting income generated from the sales of marijuana, and that medical marijuana businesses were selling to individuals without serious medical conditions, and that the California law had no guidelines on the amount of marijuana which could be sold an individual; and,

WHEREAS, the White Paper ultimately concludes that there are many adverse secondary effects created by the presence of medical marijuana dispensaries in communities; and,

WHEREAS, the City Commission has heard testimony from the Hendry County Sheriff Department regarding the potential impacts of medical marijuana treatment centers on the surrounding area; and,

WHEREAS, the City regulates the use of land through its Comprehensive Plan and Land Development Code; and,

WHEREAS, the City does not currently have definitions or regulations within its Land Development Code for medical marijuana treatment centers, medical marijuana dispensaries, medical marijuana facilities, medical marijuana caregivers, or activities pertaining to medical marijuana; and,

WHEREAS, the City desires its staff to have sufficient time to review and make recommendations for the enactment of regulations governing said activities; and,

WHEREAS, the City believes that by establishing a moratorium for 270 days on the issuance of occupational licenses or land use approvals for medical marijuana treatment centers, medical marijuana dispensaries, and medical marijuana facilities, the City will have the opportunity to research and study various regulatory options; and,

WHEREAS, the City Commission finds it is in the best interest of the citizens of the City to minimize and control the adverse effects of medical marijuana treatment centers, medical marijuana dispensaries, and medical marijuana facilities, and thereby protect the health, safety, and welfare of the citizenry; protect the citizens from increased crime; preserve the quality of life and preserve property values, by adopting appropriate regulations; and,

WHEREAS, the City has authority in accordance with the Florida Constitution, Chapter 163 and 166 of the Florida Statutes to enact regulations in the interest of the public health, safety and welfare of its citizens; and,

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF LABELLE, FLORIDA THAT:

SECTION 1. PURPOSE AND INTENT. The foregoing recitals constitute the legislative findings of the City Commission of the City of LaBelle, and are hereby ratified and confirmed as being true and correct and are incorporated herein by reference.

SECTION 2. DEFINITIONS. For purposes of this ordinance, the following terms shall be defined as follows:

"Marijuana" has the meaning given cannabis in Section 893.02(3), Florida Statutes.

"Medical Marijuana Dispensary" means a business operation for the distribution of medical marijuana or related supplies, whether a principal use or accessory use, pursuant to the Florida Right to Medical Marijuana Initiative, Amendment 2, constitutional amendment or any other provision of Florida law.

"Medical Marijuana Treatment Center" means any entity that acquires, cultivates, possesses, processes (including development of related products such as food, tinctures, aerosols, oils, or ointments), transfers, transports, sells, distributes, or administers marijuana, products containing marijuana, related supplies, or educational

materials to qualifying patients or their personal caregivers and is registered by the Department of Health.

"Medical Marijuana Facility" means any authorized Medical Marijuana Treatment Center, Medical Marijuana Dispensary, or any other facility that dispenses, processes, cultivates, distributes, sells, or engages in any other activity that involves or is related to medical marijuana pursuant to the Florida Right to Medical Marijuana Initiative, Amendment 2 or any other provision of Florida law.

SECTION 3. MORATORIUM IMPOSED. The City hereby prohibits the operation of any medical marijuana facility in the City, and a zoning moratorium is hereby declared and imposed as follows:

- 1) The City shall not accept, process, or approve any application for occupational license, building permits, land use/zoning permits, or any other development permits concerning or related to any and all medical marijuana facilities, including but not limited to marijuana production, processing, storage or distribution facilities within the City's corporate limits.
- 2) The City shall not accept, process, or approve any occupational license, building permits, land use/zoning permits, or any other development permits concerning or related to any and all medical marijuana facilities, including but not limited to marijuana production, processing, storage or distribution facilities within the City's corporate limits.
- 3) The City shall not process or approve any permits, licenses or approvals for any property, entity, or individual for the sale or distribution of medical marijuana, or for the operation of any unauthorized medical marijuana treatment facilities so long as this ordinance is in effect. No person, corporation, partnership or other entity shall establish, operate or engage in any medical marijuana facility, including but not limited to marijuana production, processing, or distribution within the City.

SECTION 4. DURATION OF MORATORIUM. The moratorium imposed by this ordinance shall be effective until the expiration of 270 days from the date hereof unless rescinded sooner.

SECTION 5. VESTED RIGHTS RELIEF PROCEDURE.

- 1) The owner or owners of real property may request a determination of vested rights by filing a technically complete application with the City.

- 2) The application form shall, at a minimum, contain the following information:
 - a) A legal description, current tax parcel identification number and survey or sketch of the real property which is the subject of the application.
 - b) A site development plan or plat for the real property.
 - c) Identification of any ordinance, resolution or other action of the City or failure to act by the City, upon which the applicant relied and which the applicant believes supports the applicant's position.
 - d) A statement of fact which the applicant intends to prove in support of the application that vested rights exist. The application shall fully articulate the legal basis for being allowed to proceed with development notwithstanding the moratorium.
 - e) Such other relevant information that the City Commission may request or the applicant may desire to have initially considered.
- 3) The application shall provide a sworn statement to be executed by all owners of the real property that all information set forth on the application is true and correct.
- 4) The City Zoning Staff shall screen each application for a vested rights determination to determine whether the application is technically complete. If not technically complete, the application shall be promptly returned to the applicant, and the applicant shall be granted fourteen (14) additional calendar days to complete this application.
- 5) Upon the City Zoning Staff accepting a technically complete application, for which the application fee has been submitted, the City Commission shall review the application and hold a public hearing and make a final determination within twenty-one (21) calendar days as to whether or not it has been clearly and convincingly demonstrated that the real property subject to the application has vested rights. Within seven (7) calendar days after making a final determination of vested rights status, the City Commission shall provide the applicant with written notification of the determination of vested rights status.

- 6) Decisions made by the City Commission pursuant to this Ordinance may be appealed by the real property owners to the Circuit Court in and for Hendry County, Florida.


SECTION 6. SEVERABILITY. If any section, subsection, sentence, clause, phrase or portion of this Ordinance, or application hereof, is held or declared to be unconstitutional, inoperative or void, such holding of invalidity shall not affect the remaining portions of this Ordinance and shall be construed to have been the legislative intent to pass this Ordinance without such unconstitutional, invalid or inoperative parts therein, and the remainder of this Ordinance, after the exclusion of such part or parts, shall be deemed to be held valid as if this ordinance had been adopted without such unconstitutional, invalid or inoperative part therein and if this Ordinance or any provision thereof, shall be held inapplicable to any person, group of persons, property, kind of property, circumstances, or set of circumstances, such holding shall not affect the application thereof to any other person, property or circumstances.

SECTION 7. NON-CODIFICATION. The provisions of this Ordinance shall not be included and incorporated within the Code of Ordinances of the City.

SECTION 8. EFFECTIVE DATE. This ordinance shall become effective immediately.

ATTEST:


 THOMAS A. SMITH,
 Clerk-Commissioner

CITY OF LABELLE, FLORIDA

 By: DAVID A. LYONS, Mayor

**ORDINANCE
NUMBER 2018 - 06**

AN ORDINANCE OF THE CITY OF LABELLE, FLORIDA; EXTENDING A TEMPORARY MORATORIUM ON THE ACCEPTANCE, PROCESSING, OR APPROVAL OF, OCCUPATIONAL LICENSES, DEVELOPMENT ORDERS OR PERMITS RELATING TO MEDICAL MARIJUANA FACILITIES; PROVIDING FOR CONFLICT WITH OTHER ORDINANCES; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICT WITH EXISTING LAW; AND PROVIDING FOR AN EFFECTIVE DATE.

RECITALS

WHEREAS, pursuant to the Article VIII of the Florida Constitution, the City of LaBelle Charter and Section 166.021, Florida Statutes, the City Commission is authorized to adopt ordinances necessary for the exercise of its powers; and

WHEREAS, the City Commission had previously enacted Ordinance 2017-06 instituting a two hundred and seventy (270) day moratorium on medical cannabis businesses, generally, while the Florida Legislature established a regulatory framework to implement and expand the legal medical use of cannabis (hereinafter marijuana); and

WHEREAS, in its past session the Florida Legislation amended the existing regulatory framework surrounding medical marijuana; and

WHEREAS, Section 381.986, Florida Statutes, now severely limits, through State preemption, the City's control over the zoning and permitting of medical marijuana facilities, thereby substantially restricting the City's ability to protect surrounding land uses for which dispensaries may not be compatible; and

WHEREAS, it is important to provide City time to undertake a study of the State's regulations and the impact upon the City and its residents; and

WHEREAS, an extension of the moratorium on applications for, or approval of, any occupational licenses, development orders or permits for medical marijuana facilities will maintain the status quo during the course of the study and planning process; and

WHEREAS, the City intends extend the moratorium for an additional ninety-four (94) days thereby limiting the total duration of this moratorium to no more than twelve (12) months; and

WHEREAS, the proposed ordinance was properly advertised and has received a public hearing before the City Commission on January 11, 2018; and

WHEREAS, the Commission finds it is in the best interest of the residents of the City to maintain the status quo and extend the moratorium; and

WHEREAS, the City Commission, due to the imminent expiration of the existing moratorium, to utilize the emergency adoption procedures under Section 166.041, Florida Statutes, to enact this ordinance at a single duly noticed public hearing.

NOW, THEREFORE, BE IT ORDAINED by the City Commission of the City of LaBelle, Florida:

Section 1. The forgoing recitals are true and correct and are incorporated herein by this reference.

Section 2. The provisions of Ordinance 2017-06 are hereby extended for an additional term of ninety-four (94) days unless repealed sooner.

Notwithstanding the forgoing, in the event the City Commission approves an amendment to the Land Development Regulations, the moratorium will remain in effect until such time as the amendment becomes effective, whichever occurs last.

Section 3. This ordinance is undertaken in good faith and is not intended to restrict, prohibit or otherwise prevent a property owner from the reasonable use of their land or from developing their land in accordance adopted comprehensive plan, land development regulations, or the general ordinances and codes of the City of LaBelle.

Section 4. Conflict with other Ordinances. The provisions of this article shall supersede any provisions of existing ordinances in conflict herewith to the extent of said conflict.

Section 5. Severability. In the event that any portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions of this ordinance.

Section 6. Existing Law. Nothing in this temporary moratorium shall be construed to prohibit the use of cannabis pursuant to the Article X Section 20 of the Florida Constitution, the Compassionate Medical Cannabis Act or other applicable Florida Law, or the delivery of cannabis in compliance with any applicable Florida Law.

Section 7. Effective Date. This Ordinance shall take effect immediately upon its adoption by the City Commission.

PASSED AND DULY ADOPTED this 11 day of January, 2018.

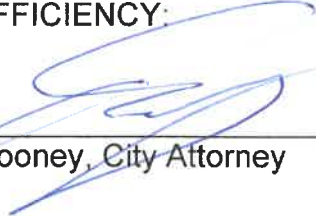
CITY COMMISSION OF THE CITY OF LABELLE, FLORIDA

By: 
David A. Lyons, Mayor

ATTEST:

By: 
Thomas A. Smith, Clerk-Commissioner

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:

By: 
Derek Rooney, City Attorney

Vote:	AYE	NAY
Mayor Lyons	<u>✓</u>	_____
Commissioner Smith	<u>✓</u>	_____
Commissioner Wilkins	<u>✓</u>	_____
Commissioner Akin	<u>✓</u>	_____
Commissioner Zimmerly	<u>✓</u>	_____

ORDINANCE
NUMBER 2018 - 08

AN ORDINANCE OF THE CITY OF LABELLE,
FLORIDA, AMENDING ARTICLE V, ADDING
SECTION 4-82 OF THE CITY OF LABELLE LAND
DEVELOPMENT CODE TO PROHIBIT MEDICAL
MARIJUANA FACILITIES WITHIN THE
BOUNDARIES OF THE CITY; PROVIDING FOR
CODIFICATION, SEVERABILITY, CONFLICTS
AND AN EFFECTIVE DATE.

WHEREAS, the City of LaBelle, Florida has the authority to adopt this Ordinance pursuant to Article VIII of the Constitution of the State of Florida; Chapters 163 and 166; and Section 381.986 Florida Statutes; and

WHEREAS, The Marijuana Policy Group has published a memorandum called "Municipal Dispensary Allocation: Florida," which evaluated the market need for medical marijuana dispensing facilities and the harmful consequences and secondary effects of over-saturation of medical marijuana dispensing facilities within the market place; and

WHEREAS, The Marijuana Policy Group determined that Florida should have no more than one dispensing facility for each fifty-thousand residents and the optimal ratio is one dispensing facility per 67,222 residents, and the City of LaBelle has a population (approximately 5,000) below such ratios; and

WHEREAS, the City Commission had previously enacted Ordinance 2017-06 instituting a temporary moratorium on cannabis dispensing businesses, generally, while the Florida Legislature established a regulatory framework to implement and expand the legal medical use of cannabis; and

WHEREAS, the City Commission thereafter enacted Ordinance 2018-06 extending the temporary moratorium on cannabis dispensing businesses while a permanent ban could be implemented in accordance with Florida law; and

WHEREAS, Section 381.986(11), Florida Statutes, now authorizes a county or municipality to "ban medical marijuana treatment center dispensing facilities from being located within the boundaries of that county or municipality;" and

WHEREAS, Section 381.986, Florida Statutes, severely limits, through State preemption, the City's control over the zoning and permitting of medical marijuana dispensaries, thereby substantially restricting the City's ability to protect surrounding land uses for which dispensaries may not be compatible; and

46 **WHEREAS**, given, among other things, the potential negative secondary land
47 use effects of medical marijuana dispensing facilities, The Marijuana Policy Group’s
48 analysis of optimal population ratios (residents per dispensing facility) and the statutory
49 restrictions on local government authority to regulate number and location of dispensing
50 facilities if not banned, there is a rational basis for the City to exercise its authority under
51 381.986(11), Florida Statutes to ban dispensing facilities within the boundaries of the
52 City; and

53
54 **WHEREAS**, the City Commission has all powers of self-government not
55 inconsistent with general or special law, including the power and authority to adopt
56 ordinances providing for the public health, safety and welfare of the residents of the City
57 of LaBelle; and

58
59 **WHEREAS**, the City finds that this Ordinance is in the interests of the public
60 health, safety, and welfare.

61
62 **NOW, THEREFORE, BE IT ORDAINED** by the City Commission of the City
63 of LaBelle, Florida:

64
65 **Section 1. Recitals.** The foregoing recitals are hereby ratified and confirmed as
66 being true and correct and are hereby made a part of this Ordinance and adopted as
67 legislative findings.

68
69 **Section 2. Amendment of the City Code.** Article V, Supplementary District
70 Regulations, of the City of LaBelle Land Development Code is hereby amended to add
71 the following new provisions:

72
73 Section. 4-82 – Medical Marijuana Treatment Center Dispensing Facilities.

74
75 (a) Prohibition. Medical Marijuana Treatment Center Dispensing Facilities are
76 prohibited within the boundaries of the City. The City will not accept, process or
77 approve any request or application for a development order, building permit or
78 other approval associated with a proposed Medical Marijuana Treatment Center
79 Dispensing Facility.

80
81 (b) Definition. For the purposes of this section, the term “Medical Marijuana
82 Treatment Center Dispensing Facility” means any facility where medical
83 marijuana or any product derived therefrom is dispensed.

84
85 (c) Interpretation. This section and the terms used herein shall be interpreted in
86 accordance with Section 381.986, Florida Statutes, and Chapter 64-4 of the Florida
87 Administrative Code. The intent of this section is to ban medical marijuana
88 treatment center dispensing facilities from being located within the boundaries of
89 the City as authorized by Section 381.986(11), Florida Statutes.

90
91

92 Section 3. Moratorium Contingency. In the event that Section 381.986, Florida
93 Statutes, is amended or interpreted by a court of competent jurisdiction in a way as to
94 eliminate or prevent the City’s ability to ban or prohibit Marijuana Treatment Center
95 Dispensing Facilities within the City’s boundaries, upon the effective date of such, an
96 automatic one-year moratorium will go into place on the acceptance, processing and
97 approval of Marijuana Treatment Center Facilities (including by way of acceptance,
98 proceeding and approval of applications for development orders and permits) within the
99 City boundaries in order to give the City time to evaluate changes in the applicable law,
100 the City’s ability to regulate such uses and activities and potentially enact local
101 legislation regarding the same. Such one-year moratorium may be terminated early
102 through superseding resolution or ordinance of the City Commission.

103
104 Section 4. Codification. This Ordinance shall be incorporated into the City of
105 LaBelle Land Development Code. The sections of this Ordinance can be renumbered or
106 re-lettered to the appropriate word or phrase to accomplish codification. Omissions,
107 grammatical, and typographical errors as well as clarifications of ambiguous wording
108 that do not affect the intent of this Ordinance may be authorized by the Mayor without
109 the need for a public hearing.

110
111 Section 5. Severability. In the event that any portion of this Ordinance is for
112 any reason held invalid or unconstitutional by any court of competent jurisdiction, such
113 portion shall be deemed a separate, distinct and independent provision, and such holding
114 shall not affect the validity of the remaining portions of this Ordinance.

115
116 Section 6. Conflicts. The provisions of this Ordinance shall supersede any
117 provision of existing ordinances in conflict herewith to the extent of said conflict.

118
119 Section 7. Effective Date. This ordinance shall become effective immediately
120 upon adoption by the City Commission of the City of LaBelle, Florida.

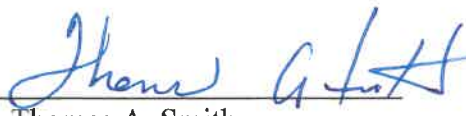
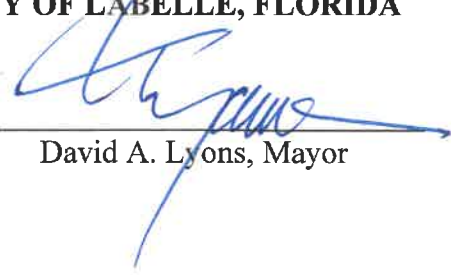
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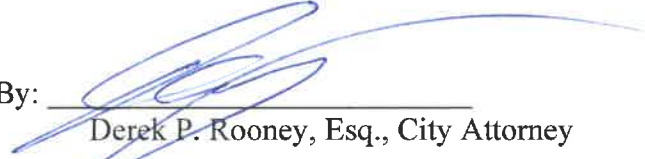
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PASSED AND DULY ADOPTED this 14th day of June, 2018.

Attest: **CITY OF LABELLE, FLORIDA**

By:  By: 
Thomas A. Smith, Clerk-Commissioner David A. Lyons, Mayor

Reviewed for legal sufficiency:

By: 
Derek P. Rooney, Esq., City Attorney

Vote:	AYE	NAY
Mayor Lyons	<u>✓</u>	___
Commissioner Smith	<u>✓</u>	___
Commissioner Wilkins	<u>✓</u>	___
Commissioner Akin	<u>✓</u>	___
Commissioner Zimmerly	<u>✓</u>	___