

**BOARD OF COUNTY COMMISSIONERS
AGENDA ITEM SUMMARY**

Meeting Date: October 17, 2007

Division: County Attorney/Growth Management

Bulk Item: Yes xx No

Staff Contact Person: Bob Shillinger x3470

AGENDA ITEM WORDING:

Approval of amendment to all contracts with the Division of Administrative Hearings to reflect DOAH's new hourly rate of \$145.00 effective October 1, 2007.

ITEM BACKGROUND:

The County contracts with DOAH to hear appeals from the planning department, code enforcement cases, as well as beneficial use and vested rights determinations. Pursuant to FS 120.65(11), DOAH must adjust its contract rate annually to ensure that it recovers the costs of its contract services. The new rate effective October 1, 2007 is \$145.00 per hour, up from \$137.00 per hour.

PREVIOUS RELEVANT BOCC ACTION:

Approved DOAH contracts on 6/20/01 and 2/21/07.

CONTRACT/AGREEMENT CHANGES:

Hourly rate rises from \$137 to \$145 per hour.

STAFF RECOMMENDATIONS: Approval.

TOTAL COST: @\$1000 per year increase **BUDGETED:** Yes xx No

COST TO COUNTY: @\$1000/yr increase **SOURCE OF FUNDS:** Ad valorem

REVENUE PRODUCING: Yes No xx **AMOUNT PER MONTH** **Year**

APPROVED BY: County Atty OMB/Purchasing Risk Management

DOCUMENTATION: Included xx Not Required

DISPOSITION:

AGENDA ITEM #



**State of Florida
Division of Administrative Hearings**

Notice

As stated in the Administrative Judges Services contract executed between your Agency/Entity and the Division of Administrative Hearings, whereby Section 120.65 (11), Florida Statutes, requires that the contract rate must be based on a total - cost - recovery methodology. The aforesaid rate has been determined to be \$145.00 per hour beginning October 01, 2007.

For billing questions, please call Donna Allbritton at (850) 488-9675 Ext. 126. For all other questions, contact Lisa Mustain or Harry Hooper at (850) 488-9675.

RECEIVED

SEP 19 2007

MONROE COUNTY ATTORNEY