

**ORDINANCE NO. 2008- 103**

**AN ORDINANCE OF THE TOWN OF MIAMI LAKES, FLORIDA, ADOPTING THE MILLAGE RATE OF THE TOWN FOR THE FISCAL YEAR COMMENCING OCTOBER 1, 2008 THROUGH SEPTEMBER 30, 2009, PURSUANT TO SECTION 200.065, FLORIDA STATUTES; PROVIDING FOR NOTICE; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS,** pursuant to Section 200.065, Florida Statutes, the Miami-Dade County Property Appraiser ("Property Appraiser") has certified the taxable value within the Town of Miami Lakes (the "Town") for the year 2008 which includes all real property within the Town; and

**WHEREAS,** on July 8, 2008, the Town Council adopted Resolution No. 08-681 determining the proposed millage rate for the fiscal year commencing October 1, 2008 and further scheduled public hearings on the millage rate as required by Section 200.065, Florida Statutes, the first hearing to be held on Thursday, September 11, 2008 at 5:01 P.M., at Miami Lakes Middle School, 6425 Miami Lakeway North, Miami Lakes, FL 33014, and the second to be held on Tuesday, September 23, 2008 at 5:01 P.M. at Miami Lakes Middle School, 6425 Miami Lakeway North, Miami Lakes, FL 33014; and

**WHEREAS,** the Town Council and the Town Manager have reviewed the proposed Fiscal Year 2008-2009 Budget for the Town and have considered an estimate of the necessary expenditures contemplated for in the Budget and have determined that the levy set forth below provides the necessary funds for such expenditures.

**NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, AS FOLLOWS:**

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

**Section 2.**     **Adoption of Millage.** The FY 2008-2009 millage rate for the Town of Miami Lakes is 2.4795 mills, which represents a 0.95% reduction from the roll-back rate of 2.5033 mills.

**Section 3.**     **Direction to Tax Collector.** The Tax Collector is directed to proceed with the collection and enforcement of the taxes levied herein as authorized by law.

**Section 4.**     **Notice.** The Town Clerk is directed to forward copies of this Ordinance to the Property Appraiser, the County Tax Collector; and the Florida Department of Revenue.

**Section 5.**     **Conflicts.** All sections or parts of sections of the Town Code that conflict with this Ordinance are repealed to the extent of such conflict.

**Section 7.**     **Severability.** The provisions of this Ordinance are deemed to be severable, if any section, sentence, clause or phrase of this Ordinance shall for any reason be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses, and phrases of the Ordinance, but shall remain in effect, it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

**Section 8.**     **Effective date.** This Ordinance shall be effective upon adoption on second reading.

The foregoing Ordinance was offered by Councilmember Michael Pizzi, who moved its adoption on first reading. The motion was seconded by Councilmember Richard Pulido and upon being put to a vote, the vote was as follows:

Mayor Wayne Slaton	absent
Vice Mayor Nancy Simon	yes

Councilmember Roberto Alonso	yes
Councilmember Mary Collins	yes
Councilmember Robert Meador	yes
Councilmember Michael Pizzi	yes
Councilmember Richard Pulido	yes

PASSED AND ADOPTED on first reading this 11<sup>th</sup> day of September, 2008.

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The foregoing Ordinance was offered by Councilmember Nancy Simon, who moved its adoption on second reading. The motion was seconded by Councilmember Mary Collins, and upon being put to a vote, the vote was as follows:

Mayor Wayne Slaton	<u>yes</u>
Vice Mayor Nancy Simon	<u>yes</u>
Councilmember Roberto Alonso	<u>yes</u>
Councilmember Mary Collins	<u>yes</u>
Councilmember Robert Meador	<u>yes</u>
Councilmember Michael Pizzi	<u>yes</u>
Councilmember Richard Pulido	<u>yes</u>

PASSED AND ADOPTED on second reading this 23 day of September, 2008.

Wayne Slaton  
Wayne Slaton  
MAYOR

ATTEST:

Debra E. Eastman  
DEBRA EASTMAN, MMC TOWN CLERK

APPROVED AS TO FORM AND LEGAL  
SUFFICIENCY FOR USE ONLY BY THE  
TOWN OF MIAMI LAKES:

WSS  
WEISS, SEROTA, HELFMAN, PASTORIZA,  
COLE & BONISKE, P.L.  
TOWN ATTORNEY