

ORDINANCE NO. 18- _____

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA APPROVING, ADOPTING A NON-AD VALOREM ASSESSMENT ROLL FOR SPECIAL TAXING DISTRICTS; APPROVING, ADOPTING AND RATIFYING SPECIAL ASSESSMENT DISTRICT RATES FOR SPECIAL TAXING DISTRICTS, INCLUDING BUT NOT LIMITED TO SECURITY GUARD AND MULTIPURPOSE MAINTENANCE; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Miami-Dade County operates special assessments for four security guard services: Loch Lomond Guard Gate District, Miami Lakes Section 1, Royal Oaks East, and Royal Oaks Section 1, and two lake maintenance districts: Lake Patricia and Lake Hilda (the “Special Taxing Districts”), located within the Town of Miami Lakes (the “Town”); and

WHEREAS, the Miami-Dade County imposes special assessments for the Special Taxing District’s operation; and

WHEREAS, residents of the Special Taxing District presented a petition to transfer control of the districts from the County to the Town; and

WHEREAS, on September 5, 2017, the Town Council passed a resolution requesting the transfer of the Special Taxing Districts, and on January 21, 2018, an election via mail-in-ballot was conducted within and among the residents of the Special Taxing Districts which resulted in the ratification of the transfer of control from the County to the Town; and

WHEREAS, as a result of the January 21, 2018 election, all six districts will be transferred to the Town on October 1, 2018; and

WHEREAS, it is the responsibility of the Town to adopt a non-ad valorem assessment roll and set a non-ad valorem rate for all six districts pursuant to Florida Statute § 197.3632, in order to operate the Special Taxing District.

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

Section 1. **Recitals.** Each of the above stated recitals are true and correct and are incorporated herein by this reference.

Section 2. **Adoption of Non-Ad Valorem Assessment Roll.** The non-ad valorem assessment roll attached hereto as Exhibit “A” is hereby adopted.

Section 3. **Adoption of Non-Ad Valorem Rate for Special Taxing Districts.** The non-ad valorem rate for Special Taxing Districts attached hereto as Exhibit “B” is hereby adopted.

Section 4. **Severability.** The provisions of this Ordinance are declared to be severable and 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 this ordinance but they shall remain in effect, it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

Section 5. **Effective Date.** That this Ordinance shall be effective immediately upon its adoption on second reading.

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

FIRST READING

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

Mayor Manny Cid _____

Vice Mayor Nelson Rodriguez _____

Councilmember Tim Daubert _____

Councilmember Luis Collazo _____

Councilmember Ceasar Mestre _____

Councilmember Frank Mingo _____

Councilmember Marilyn Ruano _____

Passed on first reading this 17th day of July, 2018.

SECOND READING

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

Mayor Manny Cid	_____
Vice Mayor Frank Mingo	_____
Councilmember Luis Collazo	_____
Councilmember Tim Daubert	_____
Councilmember Ceasar Mestre	_____
Councilmember Nelson Rodriguez	_____
Councilmember Marilyn Ruano	_____

Passed and adopted on second reading this _____ day of _____, 2018.

Manny Cid
MAYOR

Attest:

Gina Inguanzo
TOWN CLERK

Approved as to form and legal sufficiency:

Raul Gastesi, Jr.
TOWN ATTORNEY
Gastesi and Associates, P.A.

Additions to the text are shown in underlined; deletions from the text are shown in ~~striketrough~~; double underlined are additions since the last public hearing; and ~~double striketrough~~ as deletions since the last public hearing.

Omitted portions of this ordinance are shown as “* * *”.