

RESOLUTION OF THE TOWN COUNCIL OF
THE TOWN OF FORT MYERS BEACH, FLORIDA
RESOLUTION NUMBER 09-27

A RESOLUTION TO ADOPT AND LEVY AD VALOREM TAXES WITHIN THE CORPORATE LIMITS OF THE TOWN OF FORT MYERS BEACH, FLORIDA FOR THE TAX YEAR 2009-2010, IN THE AMOUNT OF .8187 MILLS (\$0.8187 PER \$1,000) BASED ON THE ASSESSED VALUE OF NON-EXEMPT REAL AND PERSONAL PROPERTY LOCATED WITHIN THE TOWN LIMITS; PROVIDING AUTHORITY; LEVY OF AD VALOREM TAXES; PROVIDING MANNER OF ASSESSMENT AND COLLECTION; PROVIDING AN EFFECTIVE DATE.

WHEREAS, Article VII, Section 9(a) of the Constitution of the State of Florida and Florida Statute 166.211 authorize municipalities to levy ad valorem taxes on non-exempt real and tangible personal property within their corporate limits; and

WHEREAS, Florida Statute 166.211 sets forth a methodology for assessment and collection of such ad valorem taxes as well as for publication of the millage rate; and

WHEREAS, Florida Statute 200.001(2) and Florida Statute 200.065(2) authorize the determination of millage rates by municipalities and establish the methodology for adopting and levying ad valorem millage rates for all taxing authorities in the State of Florida; and

WHEREAS, the Town of Fort Myers Beach, by and through its Town Council, hereby determines that it is in the best interest of the Town and orderly governmental process to hold public hearings as required by F.S. 200.065; and

WHEREAS, following due notice, on September 9, 2009, the Town Council held the first required public hearing and, following public input, adopted the tentative Town ad valorem operating millage rate for tax year 2009-2010 at **.8187** mills, (which is **\$.8187** for each \$1,000) of assessed valuation, less exemptions for fiscal year 2009-2010., as set forth in Resolution No. 09-25; and

WHEREAS, following due notice, on September 21, 2009, the Town Council held the required public hearing and, following public input, adopted a final Town ad valorem operating millage rate as set forth below for fiscal year 2009-2010.

IT IS HEREBY RESOLVED BY THE TOWN OF FORT MYERS BEACH, FLORIDA AS FOLLOWS:

SECTION ONE. The Town Council does hereby adopt the ad valorem operating millage rate for tax year 2009-2010 at .8187 mills, (which is \$0.8187 for each \$1,000) of assessed valuation, less exemptions. The levy of an annual tax for said year is hereby made. This operating millage rate exceeds the rolled-back rate by zero %, computed pursuant to Florida law.

SECTION TWO. The levy of taxes provided for by this Resolution shall be based on the assessed value of all non-exempt real and personal property assessed and established pursuant to law by the Lee County Property Appraiser for the year 2009 and shall be collected as provided by law. When collected, taxes fixed and levied by this resolution shall be used for all lawful

purposes for the Fiscal Year beginning October 1, 2009, and ending September 30, 2010, for the Town of Fort Myers Beach, Florida.

SECTION THREE: Effective Date. This resolution shall become effective immediately upon adoption.

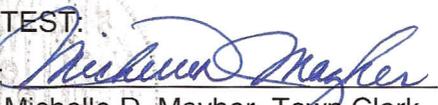
The foregoing Resolution was adopted by the Town Council upon a motion by Councilmember List and seconded by Councilmember Raymond, and upon being put to a vote, the result was as follows:

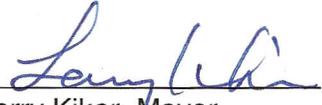
Larry Kiker, Mayor	aye
Herb Acken, Vice Mayor	aye
Tom Babcock, Councilmember	nay
Jo List, Councilmember	aye
Bob Raymond, Councilmember	aye

DULY PASSED AND ENACTED this 21st day of September, 2009.

TOWN OF FORT MYERS BEACH

ATTEST:

By: 
Michelle D. Mayher, Town Clerk

By: 
Larry Kiker, Mayor

Approved as to form by:


Anne Dalton, Town Attorney