

**RESOLUTION OF THE TOWN COUNCIL OF
THE TOWN OF FORT MYERS BEACH, FLORIDA
RESOLUTION NUMBER 08-41**

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 2008-2009, IN THE AMOUNT OF .7093 MILLS (\$0.7093 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 166.21 authorize municipalities to levy ad valorem taxes on non-exempt real and tangible personal property within their corporate limits; and

WHEREAS, Florida Statute 166.21 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 15, 2008, 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 2008-2009.

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 2008-2009 at **.7093** mills, which is **\$0.7093** for each \$1,000 of assessed valuation, less exemptions. The levy of an annual tax for said year is hereby made. This millage rate exceeds the rolled-back rate by **2.04%**, computed pursuant to Florida Law and amounts to a **17.18%** increase in property taxes.

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 2008 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, 2008, and ending September 30, 2009, 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 Fort Myers Beach Town Council present after reasonable notice, upon motion by Councilmember Bob Raymond and second by Councilmember Tom Babcock. Upon being put to a vote, the result was as follows:

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

DULY PASSED AND ENACTED this 15th day of September, 2008.

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