

ORDINANCE NO. 404

AN ORDINANCE OF THE CITY OF ORANGE CITY, VOLUSIA COUNTY, FLORIDA; CERTIFYING THE MILLAGE RATE FOR FISCAL YEAR 2009-2010 ON ALL TAXABLE PROPERTY LOCATED WITHIN THE CITY OF ORANGE CITY, VOLUSIA COUNTY, FLORIDA; CONTAINING A REPEALER PROVISION; A SEVERABILITY CLAUSE AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Florida Statutes 200.065 provides the City of Orange City shall adopt a millage rate to provide ad valorem tax revenue for governmental purposes for the 2009-2010 fiscal year; and

WHEREAS, the City Manager has delivered his recommended budget for said year in accordance with Article VII, Section 7.01 of the City Charter; and

WHEREAS, the Council has determined that to provide adequate services to the citizens of Orange City the millage rate for the fiscal year 2009-2010 shall be set at 5.1953 mills which is the rolled-back rate as provided by the Property Appraiser of Volusia County and does not reflect an increase in ad valorem taxes and;

WHEREAS, the first public hearing on the millage rate has been conducted by the City Council at 7:00 P.M. on September 8, 2009 and the final public hearing will be conducted on September 23, 2009, at 7:00 P.M. in the City Council Chambers at 201 N. Holly Ave., Orange City, Florida.

NOW THEREFORE, BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF ORANGE CITY, FLORIDA.

SECTION 1. That the certified millage rate shall be 5.1953 mills, for the purpose of realizing a sum sufficient to meet and defray the necessary ordinary running and operating expenses of the City of Orange City, Florida, for the year beginning October 1, 2009, and ending September 30, 2010.

SECTION 2. The final millage rate of 5.1953 reflects the rolled-back rate as certified by Property Appraiser of Volusia County and is below maximum millage rate for the City of Orange City and requires a simple majority vote for the 2009-2010 fiscal year (Per s. 200.065(5)(a), F.S.).

SECTION 3. That the Finance Director shall notify the Department of Revenue, the Volusia County Property Appraiser, and the Volusia County Tax Collector of the millage rate.

SECTION 4. All Ordinances or parts of Ordinances and all Resolutions or parts of Resolutions in conflict herewith be and the same are hereby repealed.

SECTION 5. If any section, part of a section, paragraph, clause, phrase, or word of this Ordinance is declared invalid; the remaining provisions of the Ordinance shall not be effected.

SECTION 6. This Ordinance shall take effect immediately upon its adoption.

ROLL CALL VOTE AS FOLLOWS (Ordinance No. 404):

First Reading this 8th day of September, 2009.

Jim Mahoney	<u>yes</u>	Donald C. Sherrill	<u>yes</u>
R. Paul Rasch	<u>yes</u>	Tom Laputka	<u>yes</u>
Tom Abraham	<u>yes</u>	Jeff H. Allebach, Vice Mayor	<u>yes</u>
Harley Strickland, Mayor	<u>yes</u>		

ROLL CALL VOTE AS FOLLOWS (Ordinance No. 404):

Second Reading this 23rd day of September, 2009.

Jim Mahoney	<u>yes</u>	Donald C. Sherrill	<u>yes</u>
R. Paul Rasch	<u>yes</u>	Tom Laputka	<u>yes</u>
Tom Abraham	<u>yes</u>	Jeff H. Allebach, Vice Mayor	<u>yes</u>
Harley Strickland, Mayor	<u>yes</u>		

PASSED and ADOPTED this 23rd day of September, 2009.

ATTEST:

Deborah J. Renner
Deborah J. Renner, CMC, City Clerk

AUTHENTICATED:

Harley Strickland
Harley Strickland, Mayor

Approved as to form and legal sufficiency:

William E. Reischmann, Jr.
William E. Reischmann, Jr., City Attorney