

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, EXPRESSING THE CITY'S INTENT TO USE THE UNIFORM METHOD FOR COLLECTING THE NON-AD VALOREM ASSESSMENTS TO BE LEVIED WITHIN THE BISCAYNE BEACH SECURITY GUARD SPECIAL TAXING DISTRICT OF THE CITY; STATING A NEED FOR SUCH LEVY; PROVIDING FOR THE MAILING OF THIS RESOLUTION TO THE FLORIDA DEPARTMENT OF REVENUE, THE MIAMI-DADE COUNTY TAX COLLECTOR, AND THE MIAMI-DADE COUNTY PROPERTY APPRAISER; AND, PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Miami Beach ("City") intends to use the uniform method for collecting non-ad valorem assessments for the provision of continued operation and maintenance of the Biscayne Beach Security Guard Special Taxing District ("Special Taxing District"), including but not limited to the making of infrastructure and security improvements, as authorized by Section 197.3632, Florida Statutes, because this method will allow such assessments to be collected annually, commencing for the Fiscal Year beginning on October 1, 2020, in the same manner as provided for ad valorem taxes; and

WHEREAS, the City held a duly advertised public hearing prior to the adoption of this Resolution and proof of publication of such hearing is attached hereto as Exhibit A and incorporated herein by reference; and

WHEREAS, the City intends to impose non-ad valorem assessments for the provision of continued operation and maintenance of the Special Taxing District, which assessments for the Special Taxing District were previously imposed by Miami-Dade County; and

WHEREAS, the Special Taxing District is located entirely within the incorporated area of the City and the legal description of the Special Taxing District is set forth in Exhibit B, which is attached hereto and incorporated herein by reference.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH:

SECTION 1. That the foregoing "Whereas" clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this Resolution upon adoption hereof.

SECTION 2. That commencing with the Fiscal Year beginning on October 1, 2020 and continuing until discontinued by the City and the Special Taxing District, and with the tax statement mailed for such Fiscal Year, the City intends to use, and authorizes the use

of, the uniform method for collecting non-ad valorem assessments authorized in Section 197.3632, Florida Statutes, for collecting non-ad valorem assessments for the cost of continued operation and maintenance of the Special Taxing District, including but not limited to the making of infrastructure and security improvements. Such non-ad valorem assessments shall be levied within the Special Taxing District of the City. A legal description of such area subject to the assessments is attached hereto as Exhibit B and incorporated herein by reference.

SECTION 3. That the Mayor and City Commission hereby determine that the levy of the assessments is needed to fund the cost of continued operation and maintenance of the Special Taxing District, including but not limited to the making of infrastructure and security improvements.

SECTION 4. That upon passage and adoption, the City Clerk is hereby directed to send a certified copy of this Resolution by United States mail to the Florida Department of Revenue, the Miami-Dade County Tax Collector, and the Miami-Dade County Property Appraiser by March 10, 2020.

SECTION 5. That this Resolution shall be effective upon passage and adoption.

PASSED and ADOPTED this 12th day of February, 2020.

ATTEST:

Dan Gelber, Mayor

Rafael E. Granado, City Clerk

APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION

Raul Aguirre

City Attorney

2-4-2020

Date

NK

EXHIBIT A

**[CERTIFICATION OF PUBLICATION
BY MIAMI DAILY BUSINESS REVIEW
TO BE ATTACHED]**

EXHIBIT B

The Biscayne Beach Guard Special Taxing District's legal description is as follows:

A portion of Sections 3, Township 53 South, Range 42 East, Dade County, Florida; being more particularly described as follows:

Lots 1 thru 52, Block 15; and Lots 5 thru 58, Block 16 of "Biscayne Beach Second Addition" according to the Plat thereof, as recorded in Plat Book 46 at Page 39.

All the aforementioned plats being recorded in the Public Records of Dade County, Florida.