



RESOLUTION NO. 2008-9

A RESOLUTION OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA; ESTABLISHING A TENTATIVE MILLAGE RATE OF 9.3000 FOR FISCAL YEAR 2008-2009, ESTABLISHING THE CURRENT YEAR ROLLED-BACK RATE TO BE 9.8650 AND ESTABLISHING THE FIRST AND THE SECOND PUBLIC BUDGET HEARINGS AS REQUIRED BY LAW; DIRECTING THE VILLAGE CLERK AND FINANCE DIRECTOR TO FILE SAID RESOLUTION WITH THE PROPERTY APPRAISER OF MIAMI-DADE COUNTY PURSUANT TO THE REQUIREMENTS OF FLORIDA STATUTES AND THE RULES AND REGULATIONS OF THE DEPARTMENT OF REVENUE OF THE STATE OF FLORIDA; ESTABLISHING THE TIME AND LOCATION OF THE FIRST AND SECOND PUBLIC HEARINGS; PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, Chapter 2007-321, Laws of Florida, provides the maximum tax levies for municipalities as well as establishes the procedure to calculate these maximum rates; and

WHEREAS, the maximum tax levy allowed by a majority vote of the governing body for fiscal year 2008-2009 is based on a percentage applied to the rolled-back rate under Section 200.065, Florida Statutes; and

WHEREAS, the maximum tax levies may be increased by a supermajority or unanimous vote of the local governing body; and

WHEREAS, taxing authorities must complete and return the appropriate form to the property appraiser's office certifying the proposed millage rates on or before August 4, 2008;

NOW, THEREFORE, BE IT RESOLVED by the Village of Biscayne Park, Florida

Section 1. That the proposed millage for the first public hearing is hereby declared to be 9.3000 mills which is \$ 9.30 per \$1,000.00 of assessed property within the Village of Biscayne Park.

Section 2. That the Village Commission further confirms the current year rolled-back rate, computed pursuant to section 200.065 F.S., is \$9.8650 per \$1,000.00

Section 3. That the date, time and place of the first and second public hearings are hereby set by the Village Commission as follows:

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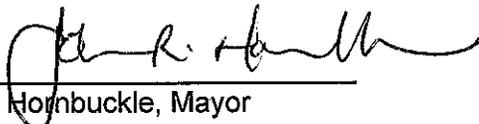
<u>Date</u>	<u>Time</u>	<u>Place</u>
Tuesday, September 9, 2008	6:00 p.m.	Village of Biscayne Park Ed Burke Recreation Center 11400 NE 9 th Court Biscayne Park, FL 33161
Tuesday, September 23, 2008	6:00 p.m.	Village of Biscayne Park Ed Burke Recreation Center 11400 NE 9 th Court Biscayne Park, FL 33161

Section 4. That the Village Clerk and Finance Director are directed to complete and return the appropriate forms certifying the Village's proposed millages on or before August 4, 2008 to the Miami-Dade County Property Appraiser's Office.

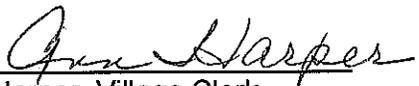
Section 5. This resolution shall be effective immediately upon its adoption.

PASSED AND ADOPTED this 29th day of July, 2008.

Attest:

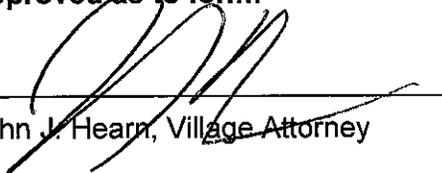


John Hornbuckle, Mayor



Ann Harper, Village Clerk

Approved as to form:



John J. Hearn, Village Attorney

The foregoing resolution upon being put to a vote, the vote was as follows:

Mayor Hornbuckle	<u>yes</u>
Vice-Mayor Morris	<u>yes</u>
Commissioner Anderson	<u>yes</u>
Commissioner Bernard	<u>yes</u>
Commissioner Mallette	<u>yes</u>

PROCLAMATION

**A PROCLAMATION BY THE MAYOR OF THE VILLAGE OF
BISCAYNE PARK, FLORIDA PROCLAIMING A LOCAL STATE
OF EMERGENCY IN BISCAYNE PARK**

WHEREAS, at 5:00 a.m. on August 18, 2008, a Tropical Storm warning was issued for Dade County; and

WHEREAS, Tropical Storm Fay is expected by the National Hurricane Center to travel in a direction which will threaten the Village of Biscayne Park with extreme weather conditions which pose an immediate danger to the lives and property of the residents of the Village; and

WHEREAS, the Mayor may exercise emergency powers enumerated in Florida's Emergency Management Act appropriate to City government; and

WHEREAS, the Mayor, or his alternate, may declare that a STATE OF EMERGENCY exists in the Village of Biscayne Park; and

WHEREAS, it is the innate responsibility of the governing body of each political subdivision of the state of Florida to safeguard the life and property of its residents; and

WHEREAS, there exists or there continues to exist the possibility of a disaster or emergency resulting from Tropical Storm Fay; and

WHEREAS, special equipment, personnel and other resources are needed in order to ensure that timely measures are taken for the protection of lives and property in the community; and

WHEREAS, the Mayor finds and determines that it is necessary to ensure that preparations of this Village will be adequate to deal with and recover from this disaster or emergency; now, therefore

**BE IT PROCLAIMED BY THE MAYOR OF THE VILLAGE OF
BISCAYNE PARK, FLORIDA:**

That, due to the foregoing conditions, I hereby declare a local STATE OF EMERGENCY exists in the Village of Biscayne Park effective at 11:55 a.m. on August 17, 2008.

DATED THIS _____ DAY OF August, 2008.

VILLAGE OF BISCAYNE PARK, FL



VICE-MAYOR

JOHN HORNBUCKLE, MAYOR



Whereas, Chapter 252.38(3)(a), Florida Statutes, gives authority to political subdivisions to declare and enact a State of Local Emergency for a period of up to seven (7) days, thereby waiving all procedures and formalities otherwise required of the political subdivision required by law; and

Whereas, by virtue of Section 8B-6 of the Code of Miami-Dade County, the power to declare a State of Local Emergency is vested in the office of the Mayor; and

Whereas, Tropical Storm Fay may attain hurricane status prior to landfall, and may require extraordinary and immediate actions by Miami-Dade County in order to protect the public health, safety, and welfare; and

Whereas, the Governor has issued Executive Order 08-170, which declares a State of Emergency related to Tropical Storm Fay; and

Now, therefore, as County-Mayor of Miami-Dade County, I hereby declare a State of Local Emergency that will continue for seven (7) days unless cancelled before that period of time. This local state of emergency includes: All of Miami-Dade County.

Pursuant to this declaration, the County Manager, through the director of Emergency Management is hereby ordered to take whatever prudent actions are necessary to protect the health, safety, and welfare of the community. This specifically includes, but is not limited to, all actions authorized in Chapter 8B of the Code of Miami-Dade County, as well as any other actions authorized by ordinance or statute.

Enacted:

Signed:


County Mayor

Date: 8-17-08 Time: 11:35 AM

Witness: 

Cancelled:

Signed :

County Mayor

Date: _____ Time: _____

Witness: _____