

**RESOLUTION NO. 2024-02**

**A RESOLUTION OF THE TOWN OF ORCHID, FLORIDA, IN ACCORDANCE WITH SECTION 200.065, FLORIDA STATUTES PROVIDING FOR THE ADOPTION OF THE TOWN'S PROPOSED MILLAGE RATE FOR THE FISCAL YEAR COMMENCING OCTOBER 1, 2024 AND ENDING SEPTEMBER 30, 2025; ESTABLISHING A PUBLIC HEARING DATE, TIME AND PLACE TO CONSIDER THE TENTATIVE MILLAGE RATE AND TENTATIVE BUDGET; AUTHORIZING THE TOWN MANAGER TO CALCULATE THE ROLLED-BACK RATE AND AUTHORIZING THE TOWN MANAGER TO TRANSMIT THE INFORMATION SET FORTH IN THIS RESOLUTION TO THE INDIAN RIVER COUNTY PROPERTY APPRAISER WITHIN 35 DAYS OF RECEIVING THE CERTIFICATION OF VALUES FROM THE PROPERTY APPRAISER; PROVIDING FOR SEVERABILITY, REPEAL OF PRIOR INCONSISTENT RESOLUTIONS, AND AN EFFECTIVE DATE.**

**WHEREAS**, the Town Council is aware that the Town Council will not have a physical quorum in the month of July for purposes of conducting Town business and therefore, the Town Council will not be able to meet in July to finalize certain information that must be submitted to the Indian River County Property Appraiser within 35 days after July 1 pursuant to Section 200.065, Florida Statutes ("Informational Submittal Deadline"); and

**WHEREAS**, in order to meet the Informational Submittal Deadline, the Town Council of Orchid desires to adopt this Resolution for purposes of finalizing the information and ensuring compliance with Section 200.065, Florida Statutes; and

**WHEREAS**, this Resolution is adopted for purposes of adopting a proposed millage rate, establishing a date, time and place for the public hearing to consider the tentative millage rate and tentative budget, and authorizing the Town Manager to calculate the rolled-back rate and deliver the required millage information to the Property Appraiser.

**NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF ORCHID, INDIAN RIVER COUNTY, FLORIDA, AS FOLLOWS:**

**SECTION 1. PROPOSED MILLAGE ADOPTED.** The Town of Orchid, Florida, hereby adopts a proposed millage rate of 1.0 for the fiscal year commencing October 1, 2024.

**SECTION 2. PUBLIC HEARING FOR TENTATIVE MILLAGE RATE AND TENTATIVE BUDGET.** The Town Council hereby establishes a hearing date of September 16, 2024 at 5:05 p.m. at the Orchid Island Beach Club, 1 Beachside Drive, Orchid, Florida ("Hearing Date") to adopt a tentative millage rate and tentative budget. The Hearing Date, time, and the place of the hearing are subject to change by the Town Manager in the event that it becomes known to the Town Manager, subsequent to the adoption of this Resolution, that either a physical quorum of the Town Council becomes unavailable on the Hearing Date, the meeting place is unavailable, or Town Hall becomes an eligible meeting place in time for the Informational Submittal Deadline.

**SECTION 3. CALCULATION OF THE ROLLED-BACK RATE.** Pursuant to Section 200.065, Florida Statutes, the Town Manager shall calculate and approve the rolled-back rate for the fiscal year commencing on October 1, 2024.

**SECTION 4. DISTRIBUTION OF INFORMATION TO PROPERTY APPRAISER.**

Pursuant to Section 200.065(2) (b), Florida Statutes, within 35 days of certification of property values by the Property Appraiser (statutorily due no later than July 1), the Town Manager shall advise the Property Appraiser of the proposed millage rate, the rolled-back rate, and the Hearing Date, time, and place of the hearing established and adopted by this Resolution.

**SECTION 5. SEVERABILITY.** If any section, subsection, sentence, clause, phrase, word, or portion of this Resolution is for any reason held invalid or unconstitutional by a court of competent jurisdiction, whether for substantive or procedural reasons, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions of this Resolution.

**SECTION 6. REPEAL OF PRIOR INCONSISTENT RESOLUTIONS.** All prior resolutions or parts of resolutions in conflict herewith are hereby repealed to the extent of the conflict.

**SECTION 7. EFFECTIVE DATE.** This Resolution shall become effective immediately upon its adoption by the Town Council of the Town of Orchid, Florida.

The foregoing Resolution was moved for adoption by Councilmember Benedetto. The motion was seconded by Councilmember Knapp and, upon being put to a vote, the vote was as follows:

	For	Against
Mayor Robert Gibbons	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Vice-Mayor Paul Knapp	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Councilmember Mary Jane Benedetto	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Councilmember John Heanue	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Councilmember James Raphaelian	<input checked="" type="checkbox"/>	<input type="checkbox"/>

The Mayor thereupon declared this Resolution fully passed and adopted this 30<sup>th</sup> day of April, 2024.

Robert J. Gibbons  
Robert J. Gibbons, Mayor



ATTEST

Jane Garcia  
Jane Garcia, CMC  
Town Clerk