
CITY OF MARGATE, FLORIDA

RESOLUTION NO. 17-_____

ADOPTED FEBRUARY 1, 2017

TABLE OF CONTENTS

| | Page | |
|------------|---|---|
| SECTION 1. | RECITALS. | 2 |
| SECTION 2. | AMENDMENTS TO SECTION 3 OF THE FINAL ASSESSMENT RESOLUTION. | 2 |
| SECTION 3. | CORRECTION OF ERRORS AND OMISSIONS. | 3 |
| SECTION 4. | FULL FORCE AND EFFECT. | 3 |
| SECTION 5. | EFFECTIVE DATE..... | 3 |

RESOLUTION NO. 17-_____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF MARGATE, FLORIDA, AMENDING RESOLUTION NO. 2016-244 RELATING TO THE PROVISION OF FIRE RESCUE SERVICES, FACILITIES AND PROGRAMS IN THE CITY OF MARGATE, FLORIDA; AMENDING THE VETERANS' EXEMPTION; DIRECTING CORRECTIONS TO THE FIRE RESCUE ASSESSMENT ROLL; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Commission of the City of Margate, Florida, has enacted Ordinance No. 96-6 (the "Ordinance"), which authorizes the imposition of special assessments for fire rescue services, facilities, and programs against Assessed Property located within the City;

WHEREAS, the City Commission, on June 1, 2016, adopted Resolution No. 16-228 (the "Amended and Restated Initial Assessment Resolution" or "Initial Assessment Resolution"), containing and referencing a brief and general description of the fire rescue facilities and services to be provided to Assessed Property, describing the method of apportioning the Fire Rescue Assessed Cost to compute the Fire Rescue Assessment for fire rescue services, facilities, and programs against Assessed Property, estimating a rate of assessment, and directing the updating and preparation of the Assessment Roll, provision of published notice required by the Ordinance and mailed notice if circumstances described in Section 2.08(F) of the Ordinance so require; and

WHEREAS, a public hearing was held on July 6, 2016, where comments and objections of all interested persons were heard and considered as required by the terms of the Ordinance, and the City Commission adopted Resolution No. 2016-244 (the

"Amended and Restated Final Assessment Resolution for Fire Rescue Services" or "Final Assessment Resolution");

WHEREAS, the City Commission subsequently determined a need to amend the exemption for qualified disabled veteran Owners of homesteaded Residential Property; and

WHEREAS, the City Commission additionally directs the City Manager to process any necessary changes, modifications, or corrections to the Fire Rescue Assessment Roll to implement the amendments made herein.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF MARGATE, FLORIDA:

SECTION 1. RECITALS. The above findings are true and correct and are hereby incorporated herein by reference.

SECTION 2. AMENDMENTS TO SECTION 3 OF THE FINAL ASSESSMENT RESOLUTION.

(A) Section 3(A)(5) of the Final Assessment Resolution, is hereby amended as provided below to clarify eligibility for the veterans' exemption.

(5) It is in the best interest of the citizens of the City to assist totally and permanently disabled veterans and their surviving spouses who are Owners of homesteaded Residential Property with the financial burden created by the imposition of a Fire Protection Assessment. Accordingly, it is fair and reasonable to not impose Fire Rescue Assessments on homesteaded Residential Property owned by these qualified Owners and their surviving spouses who receive a total property tax exemption pursuant to either Sections 196.081 or 196.091, Florida Statutes.

[underline indicates additions; ~~strikethrough~~ indicates deletions]

(B) Section 3(E) of the Final Assessment Resolution, is hereby amended as provided below to clarify eligibility for the veterans' exemption.

(E) The Initial Assessment Resolution is hereby amended to add this new section approving an exemption for certain disabled veterans:

VETERANS' EXEMPTION. All qualified disabled veteran Owners and their surviving spouses who receive a total property tax exemption for their homesteaded Residential Property pursuant to either Sections 196.081 or 196.091, Florida Statutes, shall have the Fire Rescue Assessment levied against said homesteaded Residential Property paid by the City from other legally available funds other than those derived from the Fire Rescue Assessment proceeds. ~~This exemption shall not apply to the surviving spouses of said qualified disabled veteran Owners.~~

[underline indicates additions; strikethrough indicates deletions]

SECTION 3. CORRECTION OF ERRORS AND OMISSIONS. In accordance with Section 2.12(D) of the Ordinance, the City Manager is hereby directed to process any changes, modifications, or corrections to the Fire Rescue Assessment Roll, required to comply with the clarifications made herein.

SECTION 4. FULL FORCE AND EFFECT. All other provisions of the Final Assessment Resolution shall remain in full force and effect.

SECTION 5. EFFECTIVE DATE. This resolution shall take effect immediately upon its passage and adoption.

PASSED, ADOPTED AND APPROVED THIS 1st day of February, 2017.

ATTEST:

JOSEPH J. KAVANAGH, MMC
CITY CLERK

TOMMY RUZZANO
MAYOR

RECORD OF VOTE

| | |
|----------|-------|
| Caggiano | _____ |
| Simone | _____ |
| Peerman | _____ |
| Schwartz | _____ |
| Ruzzano | _____ |