

RESOLUTION NO. 14-2015

A RESOLUTION OF THE TOWN OF MALABAR, BREVARD COUNTY, FLORIDA, ADOPTING AN ANNUAL BUDGET FOR THE TOWN'S STORMWATER UTILITY; PROVIDING CERTIFICATION OF ANNUAL STORMWATER UTILITY ASSESSMENT ROLL; PROVIDING AN EFFECTIVE DATE.

WHEREAS, an annual assessment roll has been prepared by Brevard County, a summary of which is attached to and made part of this Resolution by reference and labeled Exhibit "A"; and

WHEREAS, a copy of such Annual Stormwater Utility Assessment Roll has been sent to the Brevard County Tax Collector for collection ~~in the same manner as ad valorem taxes are collected pursuant to the uniform ad valorem method for the levy, collection and enforcement of non-ad valorem assessments pursuant to section 197. 3632, Florida Statutes.~~; and

WHEREAS, the Town Council is satisfied that the annual Stormwater Utility Assessment Roll has been prepared in conformity with the Schedule of Rates and Classifications adopted by the Town Council on August 7, 2000; and

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF MALABAR, BREVARD COUNTY, FLORIDA, that:

Section 1. The Town Council of Malabar, Brevard County, Florida, hereby ratifies, confirms, and certifies that the annual Stormwater Utility Assessment Roll for fiscal year beginning October 1, 2015, is in conformity with the Schedule of Rates adopted by the Town Council on August 7, 2000.

Section 2. Those stormwater utility assessments imposed during fiscal year beginning October 1, 2015, shall be billed by the Town of Malabar or its authorized representative, pursuant to the provisions of Section 13.5-8 of the Code of Ordinances, Town of Malabar, and shall be due and payable on November 1st of each year, pursuant to law.

Section 3. If any section, subsection, sentence, clause, phrase or portion of this Resolution is for any reason held invalid or unconstitutional by any Court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holdings shall not effect the validity of the remaining portions of the Resolution.

Section 4. That a certified copy of this Resolution shall be delivered to the Tax Collector of

Brevard County, Florida.

Section 5. This Resolution shall take effect immediately upon its adoption.

This Resolution was moved for adoption by Council Member Vail.

This motion was seconded by Council Member Korn and, upon being put to vote, the vote was as follows:

- Council Member Grant Ball *Aye*
- Council Member Brian Vail *Aye*
- Council Member Don Krieger *Aye*
- Council Member Dick Korn *Aye*
- Council Member Marisa Acquaviva *Aye*

This Resolution was then declared to be duly passed and adopted this 24th day of August, 2015.

4-1

TOWN OF MALABAR

By: Carl A. Beatty

Mayor Carl A. Beatty,
Council Chair

Legal Ad ran for Public Hearing on 8/13 and 8/20

ATTEST:

Debby K. Franklin
Debby K. Franklin, C.M.C.
Town Clerk/Treasurer

(seal)

Approved as to Form and Content:

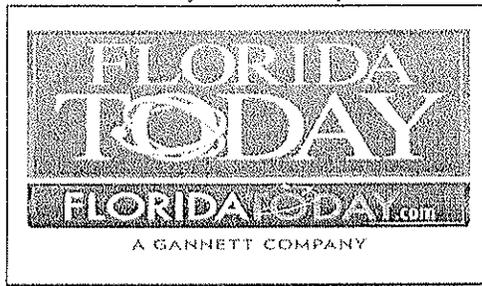
Karl Bohne, Jr.
Karl Bohne, Jr., Town Attorney



2015 Totals for Stormwater Billing

Count	District - City	Billing Amount
1,680	Malabar	70,998.70

A Daily Publication By:



TOWN OF MALABAR

2725 MALABAR RD
MALABAR

FL 32950

STATE OF FLORIDA COUNTY OF BREVARD:

Before the undersigned authority personally appeared Kim Curro, who on oath says that he or she is a Legal Advertising Representative of the FLORIDA TODAY, a daily newspaper published in Brevard County, Florida that the attached copy of advertisement, being a Legal Ad in the matter of

Notice Public Hearing

as published in FLORIDA TODAY in the issue(s) of:

08/13/15, 08/20/15

Affiant further says that the said FLORIDA TODAY is a newspaper in said Brevard County, Florida and that the said newspaper has heretofore been continuously published in said Brevard County, Florida each day and has been entered as periodicals matter at the post office in MELBOURNE in said Brevard County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that he or she has never paid nor promised any person, firm or coporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

Sworn to and Subscribed before me this 13th of August 2015, by Kim Curro who is personally known to me

Ruby Royek
Notary Public for the State of Florida
My Commission expires January 30, 2018

Publication Cost: \$123.45
Ad No: 0000650147
Customer No: BRE-6TO207



RUBY ROYEK
NOTARY PUBLIC
STATE OF FLORIDA
Comm# FF088043
Expires 1/30/2018

AD#650147 8/13, 8/20/2015

TOWN OF MALABAR
NOTICE OF PUBLIC HEARING

The Town Council of the Town of Malabar, Brevard County, Florida will convene in the Town Hall, 2725 Malabar Road, Malabar, Florida on Monday, August 24, 2015 at 7:30 pm or as soon thereafter as the matter can be heard, for a public hearing on Resolution 14-2015.

RESOLUTION 14-2015
A RESOLUTION OF THE TOWN OF MALABAR, BREVARD COUNTY, FLORIDA, ADOPTING AN ANNUAL BUDGET FOR THE TOWN'S STORMWATER UTILITY; PROVIDING CERTIFICATION OF ANNUAL STORMWATER UTILITY ASSESSMENT ROLL; PROVIDING AN EFFECTIVE DATE.

The proposed resolution may be inspected by the public at the Town Clerk's Office between the hours of 8:30AM and 4:30PM weekdays. Interested persons are encouraged to appear at the hearing and provide comments regarding the proposed resolution. Persons with disabilities needing assistance to participate in any of these proceedings should contact the Clerk's Office, ADA Coordinator, 48 hours in advance of the meeting at 321-727-7764.
Debby K. Franklin, C.M.C., Town Clerk/Treasurer