MEMORANDUM

TO: The Honorable Mayor and City Commission

FROM: Minal Shah, Assistant City Manager-Finance

DATE: 7/19/2012

RE: Establishing the maximum City of Sunny Isles Beach Proposed Ad Valorem Tax Millage Levy Rate

RECOMMENDATION:

Staff is recommending the Commission approve the submission of a maximum millage rate of 2.8860 to the Property Appraiser's Officer no later than August 4, 2012.

REASONS:

On July 1, 2012, the Property Appraiser of Miami-Dade County, Florida served the City its Certification of Taxable Value certifying the City’s 2012 taxable value is $6,258,284,331, which includes new construction and additions value of $74,139,611. The 2012 taxable values, including new construction, represents an increase of 10.745% over the 2011 Taxable Values after Value Adjustment Board changes. Without new construction, the increase in taxable values is 9.43%.

The millage rate at 2.8860 will generate net revenue of $17,158,330.

Per Florida Statutes, the Commission has the authority to approve a millage rate up to 3.1478 with three votes and a millage rate up to 3.4626 with four votes.

Note that the millage rate submitted to the Property Appraiser's Office by August 4, 2012 is the maximum millage rate the City can set forth for FY 2012/2013 and will be included in the TRIM notices mailed out to the residents by the end of August 2012.

ATTACHMENTS:
1. Resolution
2. DR 420 2012
3. DR 420 MAX 2012
RESOLUTION NO. 2012-______

A RESOLUTION OF THE CITY OF SUNNY ISLES BEACH, FLORIDA, ESTABLISHING THE CITY OF SUNNY ISLES BEACH PROPOSED AD VALOREM TAX MILLAGE LEVY RATE AT 2.8860 MILLS PER ONE THOUSAND DOLLARS ($1,000.00) OF TAXABLE ASSESSED VALUE WHICH IS 9.43% MORE THAN THE “ROLLED BACK” RATE OF 2.6372 MILLS, FOR FISCAL YEAR 2012/2013; SETTING THE DATE, TIME AND PLACE FOR THE FIRST AND SECOND PUBLIC BUDGET HEARINGS AS REQUIRED BY LAW; DIRECTING THE CITY CLERK AND CITY MANAGER TO FILE THIS 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; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Property Appraiser of Miami-Dade County, Florida, served upon the City of Sunny Isles Beach a “Certification of 2011 Taxable Value”; and

WHEREAS, pursuant to Section 200.065, F.S., the City of Sunny Isles Beach will furnish the County Property Appraiser the proposed millage rate, and the date, time and place at which public hearings will be held to consider the proposed millage rate and tentative budget; and

WHEREAS, the Commission agrees to establish the proposed ad valorem tax millage levy rate at 2.8860 mills per One Thousand Dollars ($1,000.00) of taxable assessed value.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF SUNNY ISLES BEACH, FLORIDA, AS FOLLOWS:

Section 1. Establish the Proposed Millage Rate. The proposed millage rate is hereby established as 2.8860 per One Thousand Dollars ($1,000.00) of assessed property value in the City of Sunny Isles Beach. The proposed millage reflected is 9.43% more than the “rolled back” rate of 2.6372 mills, for Fiscal Year 2012/2013.

Section 2. Setting the Public Hearings. The date, time and place of the first and second public hearings are hereby set by the City Commission as follows:
Section 3. Transmittal. The City Clerk and City Manager are directed to attach the original Certification of Taxable Valuable to a certified copy of this Resolution and serve the same upon the Property Appraiser of Miami-Dade County on or before August 2, 2012.

Section 4. Effective Date. This Resolution shall become effective upon adoption.

PASSED AND ADOPTED on this 19th day of July 2012.

________________________________________
Norman S. Edelcup, Mayor

ATTEST:

_______________________________
Jane A. Hines, CMC, City Clerk

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:

_______________________________
Hans Ottinot, City Attorney

Moved by: _____________________________
Seconded by: ___________________________

Vote:
Mayor Edelcup    ____ (Yes)    ____ (No)
Vice Mayor Thaler ____ (Yes)    ____ (No)
Commissioner Aelion ____ (Yes)    ____ (No)
Commissioner Gatto    ____ (Yes)    ____ (No)
Commissioner Scholl    ____ (Yes)    ____ (No)
## SECTION I: COMPLETED BY PROPERTY APPRAISER

1. Current year taxable value of real property for operating purposes $6,195,539,000 (1)
2. Current year taxable value of personal property for operating purposes $62,745,331 (2)
3. Current year taxable value of centrally assessed property for operating purposes $0 (3)
4. Current year gross taxable value for operating purposes (Line 1 plus Line 2 plus Line 3) $6,258,284,331 (4)
5. Current year net new taxable value (Add new construction, additions, rehabilitative improvements increasing assessed value by at least 100%, annexations, and tangible personal property value over 115% of the previous year's value. Subtract deletions.) $74,139,611 (5)
6. Current year adjusted taxable value (Line 4 minus Line 5) $6,184,144,720 (6)
7. Prior year FINAL gross taxable value from prior year applicable Form DR-403 series $5,651,077,387 (7)
8. Does the taxing authority include tax increment financing areas? If yes, enter number of worksheets (DR-420TIF) attached. If none, enter 0 □ YES ☑ NO Number 0 (8)
9. Does the taxing authority levy a voted debt service millage or a millage voted for 2 years or less under s. 9(b), Article VII, State Constitution? If yes, enter the number of DR-420DEBT, Certification of Voted Debt Millage forms attached. If none, enter 0 □ YES ☑ NO Number 0 (9)

### Property Appraiser Certification

I certify the taxable values above are correct to the best of my knowledge.

**Signature of Property Appraiser:**

**Date:**

Electronically Certified by Property Appraiser on 6/29/2012 2:03 PM

## SECTION II: COMPLETED BY TAXING AUTHORITY

If this portion of the form is not completed in FULL your taxing authority will be denied TRIM certification and possibly lose its millage levy privilege for the tax year. If any line is not applicable, enter -0-.

10. Prior year operating millage levy (If prior year millage was adjusted then use adjusted millage from Form DR-422) 2.8860 per $1,000 (10)
11. Prior year ad valorem proceeds (Line 7 multiplied by Line 10, divided by 1,000) $16,309,009 (11)
12. Amount, if any, paid or applied in prior year as a consequence of an obligation measured by a dedicated increment value (Sum of either Lines 6c or Line 7a for all DR-420TIF forms) $0 (12)
13. Adjusted prior year ad valorem proceeds (Line 11 minus Line 12) $16,309,009 (13)
14. Dedicated increment value, if any (Sum of either Line 6b or Line 7e for all DR-420TIF forms) $0 (14)
15. Adjusted current year taxable value (Line 6 minus Line 14) $6,184,144,720 (15)
16. Current year rolled-back rate (Line 13 divided by Line 15, multiplied by 1,000) 2.6372 per $1000 (16)
17. Current year proposed operating millage rate 2.8860 per $1000 (17)
18. Total taxes to be levied at proposed millage rate (Line 17 multiplied by Line 4, divided by 1,000) $18,061,409 (18)

Continued on page 2
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<tbody>
<tr>
<td>19.</td>
<td>Type of principal authority (check one)</td>
<td>County</td>
</tr>
<tr>
<td></td>
<td>Municipality</td>
<td>(✓)</td>
</tr>
<tr>
<td>20.</td>
<td>Applicable taxing authority (check one)</td>
<td>Principal Authority</td>
</tr>
<tr>
<td></td>
<td>MSTU</td>
<td>(✓)</td>
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<tr>
<td>21.</td>
<td>Is millage levied in more than one county? (check one)</td>
<td>Yes</td>
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### DEPENDENT SPECIAL DISTRICTS AND MSTUs

STOP HERE - SIGN AND SUBMIT

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<td>22.</td>
<td>Enter the total adjusted prior year ad valorem proceeds of the principal authority, all dependent special districts, and MSTUs levying a millage. <em>(The sum of Line 13 from all DR-420 forms)</em></td>
<td>$16,309,009</td>
</tr>
<tr>
<td>23.</td>
<td>Current year aggregate rolled-back rate <em>(Line 22 divided by Line 15, multiplied by 1,000)</em></td>
<td>2.6372 per $1,000</td>
</tr>
<tr>
<td>24.</td>
<td>Current year aggregate rolled-back taxes <em>(Line 4 multiplied by Line 23, divided by 1,000)</em></td>
<td>$16,504,347</td>
</tr>
<tr>
<td>25.</td>
<td>Enter total of all operating ad valorem taxes proposed to be levied by the principal taxing authority, all dependent districts, and MSTUs, if any. <em>(The sum of Line 18 from all DR-420 forms)</em></td>
<td>$18,061,409</td>
</tr>
<tr>
<td>26.</td>
<td>Current year proposed aggregate millage rate <em>(Line 25 divided by Line 4, multiplied by 1,000)</em></td>
<td>2.8860 per $1,000</td>
</tr>
<tr>
<td>27.</td>
<td>Current year proposed rate as a percent change of rolled-back rate <em>(Line 26 divided by Line 23, minus 1, multiplied by 100)</em></td>
<td>9.43 %</td>
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### First public budget hearing

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<th>Date</th>
<th>Time</th>
<th>Place</th>
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### Taxing Authority Certification

I certify the millages and rates are correct to the best of my knowledge. The millages comply with the provisions of s. 200.065 and the provisions of either s. 200.071 or s. 200.081, F.S.

Signature of Chief Administrative Officer: [Signature]

Date: [Signature Date]

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<tbody>
<tr>
<td>Title:</td>
<td>CITY MANAGER</td>
<td></td>
</tr>
<tr>
<td>Contact Name and Contact Title:</td>
<td>MINAL SHAH, ASST CITY MANAGER-FINANCE</td>
<td></td>
</tr>
<tr>
<td>Mailing Address:</td>
<td>18070 COLLINS AVE</td>
<td></td>
</tr>
<tr>
<td>Physical Address:</td>
<td>18070 COLLINS AVE</td>
<td></td>
</tr>
<tr>
<td>City, State, Zip:</td>
<td>SUNNY ISLES BEACH, FL 33160</td>
<td></td>
</tr>
<tr>
<td>Phone Number:</td>
<td>3057921775</td>
<td></td>
</tr>
<tr>
<td>Fax Number:</td>
<td>3057921602</td>
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Instructions on page 3
CERTIFICATION OF TAXABLE VALUE
INSTRUCTIONS

“Principal Authority” is a county, municipality, or independent special district (including water management districts).

“Taxing Authority” is the entity levying the millage. This includes the principal authority, any special district dependent to the principal authority, any county municipal service taxing unit (MSTU), and water management district basins.

Each taxing authority must submit to their property appraiser a DR-420 and the following forms, as applicable:

- DR-420TIF, Tax Increment Adjustment Worksheet
- DR-420DEBT, Certification of Voted Debt Millage
- DR-420MM-P, Maximum Millage Levy Calculation - Preliminary Disclosure

Section I: Property Appraiser

Use this DR-420 form for all taxing authorities except school districts. Complete Section I, Lines 1 through 9, for each county, municipality, independent special district, dependent special district, MSTU, and multicounty taxing authority. Enter only taxable values that apply to the taxing authority indicated. Use a separate form for the principal authority and each dependent district, MSTU and water management district basin.

Line 8

Complete a DR-420TIF for each taxing authority making payments to a redevelopment trust fund under Section 163.387 (2)(a), Florida Statutes or by an ordinance, resolution or agreement to fund a project or to finance essential infrastructure. Check "Yes" if the taxing authority makes payments to a redevelopment trust fund. Enter the number of DR-420TIF forms attached for the taxing authority on Line 8. Enter 0 if none.

Line 9

Complete a DR-420DEBT for each taxing authority levying either a voted debt service millage (s.12, Article VII, State Constitution) or a levy voted for two years or less (s. 9(b), Article VII, State Constitution).

Check “Yes” if the taxing authority levies either a voted debt service millage or a levy voted for 2 years or less. These levies do not include levies approved by a voter referendum not required by the State Constitution. Complete and attach DR-420DEBT. Do not complete a separate DR-420 for these levies.

Send a copy to each taxing authority and keep a copy. When the taxing authority returns the DR-420 and the accompanying forms, immediately send the original to:

Florida Department of Revenue
Property Tax Oversight - TRIM Section
P. O. Box 3000
Tallahassee, Florida 32315-3000

Section II: Taxing Authority

Complete Section II. Keep one copy, return the original and one copy to your property appraiser with the applicable DR-420TIF, DR-420DEBT, and DR-420MM-P within 35 days of certification. Send one copy to the tax collector. “Dependent special district” (ss. 200.001(8)(d) and 189.403(2), F.S.) means a special district that meets at least one of the following criteria:

- The membership of its governing body is identical to that of the governing body of a single county or a single municipality.
- All members of its governing body are appointed by the governing body of a single county or a single municipality.
- During their unexpired terms, members of the special district's governing body are subject to removal at will by the governing body of a single county or a single municipality.
- The district has a budget that requires approval through an affirmative vote or can be vetoed by the governing body of a single county or a single municipality.

“Independent special district” (ss. 200.001(8)(e) and 189.403 (3), F.S.) means a special district that is not a dependent special district as defined above. A district that includes more than one county is an independent special district unless the district lies wholly within the boundaries of a single municipality.

“Non-voted millage” is any millage not defined as a “voted millage” in s. 200.001(8)(f), F.S.

Lines 12 and 14

Adjust the calculation of the rolled-back rate for tax increment values and payment amounts. See the instructions for DR-420TIF. On Lines 12 and 14, carry forward values from the DR-420TIF forms.

Line 24

Include only those levies derived from millage rates.
### Maximum Millage Levy Calculation

**Preliminary Disclosure**

For municipal governments, counties, and special districts

<table>
<thead>
<tr>
<th>Year</th>
<th>County</th>
</tr>
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<tbody>
<tr>
<td>2012</td>
<td>MIAMI-DADE</td>
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</table>

**Principal Authority:** CITY OF SUNNY ISLES BEACH  
**Taxing Authority:** CITY OF SUNNY ISLES BEACH

1. **Is your taxing authority a municipality or independent special district that has levied ad valorem taxes for less than 5 years?**
   - [ ] Yes  
   - [x] No (1)

   **IF YES,** STOP HERE. SIGN AND SUBMIT. You are not subject to a millage limitation.

2. **Current year rolled-back rate from Current Year Form DR-420, Line 16**  
   - 2.6372 per $1,000 (2)

3. **Prior year maximum millage rate with a majority vote from 2011 Form DR-420MM, Line 13**  
   - 3.2973 per $1,000 (3)

4. **Prior year operating millage rate from Current Year Form DR-420, Line 10**  
   - 2.8860 per $1,000 (4)

   If Line 4 is equal to or greater than Line 3, skip to Line 11. If less, continue to Line 5.

   **Adjust rolled-back rate based on prior year majority-vote maximum millage rate**

   5. **Prior year final gross taxable value from Current Year Form DR-420, Line 7**  
      - $5,651,077,387 (5)

   6. **Prior year maximum ad valorem proceeds with majority vote (Line 3 multiplied by Line 5 divided by 1,000)**  
      - $18,633,297 (6)

   7. **Amount, if any, paid or applied in prior year as a consequence of an obligation measured by a dedicated increment value from Current Year Form DR-420 Line 12**  
      - $0 (7)

   8. **Adjusted prior year ad valorem proceeds with majority vote (Line 6 minus Line 7)**  
      - $18,633,297 (8)

   9. **Adjusted current year taxable value from Current Year form DR-420 Line 15**  
      - $6,184,144,720 (9)

10. **Adjusted current year rolled-back rate (Line 8 divided by Line 9, multiplied by 1,000)**  
    - 3.0131 per $1,000 (10)

**Calculate maximum millage levy**

11. **Rolled-back rate to be used for maximum millage levy calculation (Enter Line 10 if adjusted or else enter Line 2)**  
    - 3.0131 per $1,000 (11)

12. **Change in per capita Florida personal income (See Line 12 Instructions)**  
    - 1.0447 (12)

13. **Majority vote maximum millage rate allowed (Line 11 multiplied by Line 12)**  
    - 3.1478 per $1,000 (13)

14. **Two-thirds vote maximum millage rate allowed (Multiply Line 13 by 1.10)**  
    - 3.4626 per $1,000 (14)

15. **Current year proposed millage rate**  
    - 2.8860 per $1,000 (15)

16. **Minimum vote required to levy proposed millage:** (Check one)  
    - [x] Majority vote of the governing body: Check here, if Line 15 is less than or equal to Line 13. The maximum millage rate is equal to the majority vote maximum rate. Enter Line 13 on Line 17.

   - [ ] Two-thirds vote of governing body: Check here if Line 15 is less than or equal to Line 14, but greater than Line 13. The maximum millage rate is equal to the proposed rate. Enter Line 15 on Line 17.

   - [ ] Unanimous vote of the governing body, or 3/4 vote if nine members or more: Check here if Line 15 is greater than Line 14. The maximum millage rate is equal to the proposed rate. Enter Line 15 on Line 17.

   - [ ] Referendum: The maximum millage rate is equal to the proposed rate. Enter Line 15 on Line 17.

17. **The selection on Line 16 allows a maximum millage rate of (Enter rate indicated by choice on Line 16)**  
    - 3.1478 per $1,000 (17)

18. **Current year gross taxable value from Current Year Form DR-420, Line 4**  
    - $6,258,284,331 (18)

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<tr>
<td><strong>19. Current year proposed taxes</strong> <em>(Line 15 multiplied by Line 18, divided by 1,000)</em></td>
<td>$18,061,409</td>
<td>(19)</td>
</tr>
<tr>
<td><strong>20. Total taxes levied at the maximum millage rate</strong> <em>(Line 17 multiplied by Line 18, divided by 1,000)</em></td>
<td>$19,699,827</td>
<td>(20)</td>
</tr>
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### DEPENDENT SPECIAL DISTRICTS AND MSTUs

**STOP**

**STOP HERE. SIGN AND SUBMIT.**

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<td><strong>21. Enter the current year proposed taxes of all dependent special districts &amp; MSTUs levying a millage.</strong> <em>(The sum of all Lines 19 from each district's Form DR-420MM)</em></td>
<td>$0</td>
<td>(21)</td>
</tr>
<tr>
<td><strong>22. Total current year proposed taxes</strong> <em>(Line 19 plus Line 21)</em></td>
<td>$18,061,409</td>
<td>(22)</td>
</tr>
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### Total Maximum Taxes

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<td><strong>23. Enter the taxes at the maximum millage of all dependent special districts &amp; MSTUs levying a millage</strong> <em>(The sum of all Lines 20 from each district's Form DR-420MM)</em></td>
<td>$0</td>
<td>(23)</td>
</tr>
<tr>
<td><strong>24. Total taxes at maximum millage rate</strong> <em>(Line 20 plus line 23)</em></td>
<td>$19,699,827</td>
<td>(24)</td>
</tr>
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### Total Maximum Versus Total Taxes Levied

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<tr>
<td><strong>25. Are total current year proposed taxes on Line 22 equal to or less than total taxes at the maximum millage rate on Line 24?</strong> <em>(Check one)</em></td>
<td>✔ YES</td>
<td>NO (25)</td>
</tr>
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### Taxing Authority Certification

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<table>
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<tbody>
<tr>
<td><strong>Signature of Chief Administrative Officer:</strong></td>
<td><strong>Date:</strong></td>
</tr>
<tr>
<td><strong>Title:</strong></td>
<td><strong>Contact Name and Contact Title:</strong></td>
</tr>
<tr>
<td>CITY MANAGER</td>
<td>MINAL SHAH, ASST CITY MANAGER-FINANCE</td>
</tr>
<tr>
<td><strong>Mailing Address:</strong></td>
<td><strong>Physical Address:</strong></td>
</tr>
<tr>
<td>18070 COLLINS AVE</td>
<td>18070 COLLINS AVE</td>
</tr>
<tr>
<td><strong>City, State, Zip:</strong></td>
<td><strong>Phone Number:</strong></td>
</tr>
<tr>
<td>SUNNY ISLES BEACH, FL 33160</td>
<td>3057921775</td>
</tr>
</tbody>
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**Complete and submit this form DR-420MM-P, Maximum Millage Levy Calculation-Preliminary Disclosure, to your property appraiser with the form DR-420, Certification of Taxable Value.**
General Instructions

Each of the following taxing authorities must complete a DR-420MM-P.

- County
- Municipality
- Special district dependent to a county or municipality
- County MSTU
- Independent special district, including water management districts
- Water management district basin

Voting requirements for millages adopted by a two-thirds or a unanimous vote are based on the full membership of the governing body, not on the number of members present at the time of the vote.

This form calculates the maximum tax levy for 2012 allowed under s. 200.065(5), F.S. Counties and municipalities, including dependent special districts and MSTUs, which adopt a tax levy at the final hearing higher than allowed under s. 200.065, F.S., may be subject to the loss of their half-cent sales tax distribution.

DR-420MM-P shows the maximum millages and taxes levied based on your adoption vote. Each taxing authority must complete, sign, and submit this form to the Department of Revenue.

Line Instructions

Lines 5-10

Only taxing authorities that levied a 2010 millage rate less than their maximum majority vote rate must complete these lines. The adjusted rolled-back rate on Line 10 is the rate that would have been levied if the maximum vote rate for 2011 had been adopted. If these lines are completed, enter the adjusted rate on Line 11.

Line 12

This line is entered by the Department of Revenue. The same adjustment factor is used statewide by all taxing authorities. It is based on the change in per capita Florida personal income (s. 200.001(8)(i), F.S.), which Florida Law requires the Office of Economic and Demographic Research to report each year.

Lines 13 and 14

Millage rates are the maximum that could be levied with a majority or two-thirds vote of the full membership of the governing body. With a unanimous vote of the full membership (three-fourths vote of the full membership if the governing body has nine or more members) or a referendum, the maximum millage rate that can be levied is the taxing authority’s statutory or constitutional cap.

Line 16

Check the box for the minimum vote necessary at the final hearing to levy your adopted millage rate.

Line 17

Enter the millage rate indicated by the box checked in Line 16. If the adopted millage rate is equal to or below the majority vote maximum millage rate, enter the majority vote maximum. If a two-thirds vote, a unanimous vote, or a referendum is required, enter the adopted millage rate. For a millage requiring more than a majority vote, the adopted millage rate must be entered on Line 17, rather than the maximum rate, so that the comparisons on Lines 21 through 25 are accurate.

All forms for taxing authorities are available on our website at http://dor.myflorida.com/dor/property/trim/trimmax.html