

RESOLUTION NO. 4352-23

A RESOLUTION OF THE CITY OF OVIEDO, FLORIDA, ADOPTING THE TENTATIVE MILLAGE RATES TO BE LEVIED FOR FISCAL YEAR 2023-2024 BY THE CITY OF OVIEDO CITY GOVERNMENT; ADOPTING THE TENTATIVE MILLAGE RATES FOR THE 2023-2024 FISCAL YEAR FOR THE CITY OF OVIEDO AT THE OVERALL COMBINED RATE OF 5.4750 MILLS WITH 5.3440 MILLS FOR THE CITY'S OPERATIONS AND 0.1310 MILLS FOR PAYMENT ON THE 2003 GENERAL OBLIGATION BOND ISSUE/VOTED DEBT SERVICE; EXPRESSING LEGISLATIVE AND ADMINISTRATIVE FINDINGS AND INTENT; ESTABLISHING THE DATE, TIME AND PLACE FOR THE FIRST PUBLIC HEARING ON THE TENTATIVE MILLAGE RATES TO BE SEPTEMBER 7, 2023, AND THE FIRST PUBLIC HEARING ON THE PROPOSED BUDGET ON THE SAME DATE AT 6:30 P.M.; AND PROVIDING FOR IMPLEMENTING ADMINISTRATIVE ACTIONS, SCRIVENER'S ERRORS, CONFLICTS, SEVERABILITY, AND AN EFFECTIVE DATE.

WHEREAS, the City Council desires to adopt an annual operating budget for the fiscal year beginning October 1, 2023, and terminating on September 30, 2024, specifying certain projected revenues and expenditures for the operations of Oviedo municipal government; and

WHEREAS, City Council approval is required in order to establish and to approve the millage rates to be levied within the City of Oviedo; and

WHEREAS, the City's budget presumes that each City department generally will, to the best of their ability, maintain its expenditures within its allocated budgeted level and exercise prudence in expending funds during the course of the City's fiscal year; and

WHEREAS, from time-to-time circumstances and events may require that the original City budget may need revision; and

WHEREAS, the City Council, in its judgment and discretion, has the authority in the future to adjust the budget to more closely coincide with actual and expected events; and

WHEREAS, the City Council has the continuing and overriding responsibility to take all necessary steps and actions to ensure that sound economic, financial and fiscal management policies are implemented and maintained in the City for the benefit of the citizens of the City of Oviedo; and

WHEREAS, the City Manager provides diligent assistance and guidance to develop, implement and maintain the economic, financial and fiscal management policies of the City Council for the benefit of the citizens of the City of Oviedo; and

WHEREAS, the City Council is vested with the budgetary authority and control relating to: City of Oviedo Government operations; the provision of adequate levels of service with regard to

essential public services and facilities; the protection of the public health, safety and welfare by the City Government to the citizens of the City of Oviedo; and

WHEREAS, the City Council is responsible for the determination as to the appropriate staff levels within City Government and the establishment and budgeting of the staffing levels and positions assigned to each particular department, office and function of City Government and for the funding, creation, abolishment, and other economic, fiscal and financial decisions relating to the staffing of City Government; and

WHEREAS, it is the desire and goal of the City Council for City Government to function as an efficient governmental organization; and

WHEREAS, the City Manager is charged with ensuring that the alignment and organization of the City's departments, offices and functions are sound and consistent with highly productive public administration practices, procedures and systems; and

WHEREAS, the City Council has concluded that the actions taken herein will provide positive economic and budgetary benefits to the City; and

WHEREAS, the City Council has concluded that the results of such actions will benefit the citizens of the City of Oviedo, and

WHEREAS, it is the goal and desire of the City Council to provide a continuing high-quality level of service to the citizens of the City of Oviedo, with regard to the provision of essential and beneficial levels of service and the provision of adequate public facilities to serve the needs of the citizens; and

WHEREAS, the City Council hereby finds and concludes that the level of service and the system of public facilities provided to the citizens of the City of Oviedo will be positively and favorably impacted as a result of the City Council taking the necessary economic, fiscal, financial, and budgetary actions as set forth in this Resolution; and

WHEREAS, the City Council of the City of Oviedo hereby finds and concludes that the actions taken herein are consistent with sound and generally accepted public management and finance principles and controlling applicable laws and serve an important public purpose.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF OVIEDO, FLORIDA, AS FOLLOWS:

SECTION 1. Legislative/Administrative Intent and Findings. The intent and findings set forth in the above recitals (whereas clauses) are hereby adopted as the legislative and administrative intent and findings relative to the provisions of this Resolution.

SECTION 2. Implementing Administrative Actions. The City Manager is hereby authorized and directed to take such actions as may be deemed necessary and appropriate in order to implement the provisions of this Resolution. The City Manager may, as deemed appropriate, necessary and convenient, delegate the powers of implementation as herein set forth to such City employees as deemed effectual and prudent.

SECTION 3. Adoption of Tentative Millage Rates.

(a) After careful consideration of the estimate of receipts and the estimate of expenditures of the City of Oviedo, Florida ("the City"), it is hereby determined and established that the rates of taxation necessary to meet such expenses will be, for each of the hereinafter stated purposes, the amounts estimated, declared and hereby levied, to-wit:

(1) In order to meet the estimate of General Fund expenses of the City, it is hereby determined and declared that the tentative operating millage shall be at the rate of 5.3440 mills or \$5.3440 per \$1,000 of taxable value, and the same is hereby levied and imposed upon all non-exempt taxable property within the corporate limits of the City for those purposes hereinafter described to provide for the expenditures as estimated in the Fiscal Year 2023-2024 Annual Budget. The millage rate to be levied of 5.3440 mills is more than the "rolled-back" millage rate of 4.9719 per \$1,000 of taxable value or 7.4840% more than the "rolled-back" rate.

(2) In order to pay interest upon and sinking fund requirements for the outstanding 2003 general obligation bond issue of the City which was refinanced in 2013, and for the purpose of paying the expenses of servicing such bonds, it is hereby determined and declared that the tentative debt service millage shall be at the rate of 0.1310 mills or 13.10¢ per \$1,000 of taxable value, and the same is hereby levied and imposed on all non-exempt taxable property within the corporate limits of the City for the purposes hereinbefore stated in this Subsection. Voters approved the 2003 general obligation bond issue on May 13, 2003, in order to implement the downtown master plan.

(b) The City Council has concluded that the tax rates set forth herein are fiscally prudent and sound.

SECTION 4. Communications with Seminole County Property Appraiser and Seminole County Tax Collector; Establishment of First Public Hearing Date.

(a) The City Manager is hereby directed to certify to the Seminole County Property Appraiser and to the Seminole County Tax Collector the millage rates as herein set and levied for the purposes herein stated, pursuant to the controlling laws of the State of Florida. The City Manager is hereby directed to advise the Seminole County Property Appraiser of the City's tentative millage rates as hereinbefore set forth, of its rolled-back millage rate computed pursuant to Section 200.065(1), *Florida Statutes*, and Rule 12D-17.0035, *Florida Administrative Code*, and of the date, time and place at which the City will hold a public hearing to consider the tentative millage rates and the proposed Fiscal Year 2023-2024 Annual Budget.

(b) A public hearing on the aforementioned tentative millage rates and on the proposed Fiscal Year 2023-2024 Annual Budget will be held on Thursday, September 7, 2023, at 6:30 p.m., in the Council Chambers of the Oviedo City Hall, 400 Alexandria Boulevard, Oviedo, Florida. The City Manager shall take all necessary implementing actions to provide for such public hearing. The second public hearing is anticipated to occur on Monday, September 18, 2023.

SECTION 5. Savings. The prior actions of the City of Oviedo relating to the adoption of City tax rates and related budgetary actions and activities are hereby ratified and affirmed.

SECTION 6. Scrivener's Errors. Typographical errors and other matters of a similar nature that do not affect the intent of this Resolution, as determined by the City Clerk and City Attorney, may be corrected.

SECTION 7. Conflicts. All Resolutions or parts of Resolutions in conflict with any of the provisions of this Resolution are hereby repealed.

SECTION 8. Severability. If any Section or portion of a Section of this Resolution proves to be invalid, unlawful, or unconstitutional, it shall not be held to invalidate or impair the validity, force, or effect of any other Section or part of this Resolution.

SECTION 9. Effective Date. This Resolution shall become effective immediately upon its passage and adoption.

PASSED AND ADOPTED this 17 day of July, 2023.

MEGAN SLADEK
MAYOR of the City of Oviedo, Florida

ATTEST:

ELIANNE RIVERA
CITY CLERK