



PORT ORANGE CITY COUNCIL

SPECIAL MEETING

Council Chambers

Wednesday, September 4, 2024 @ 5:30 PM

SPECIAL MEETING AGENDA

Pursuant to Section 3.06 of the Charter of the City of Port Orange, the Mayor has called a **Special Meeting** of the City Council to be held for the following purposes:

OPENING

1. Silent Invocation
2. Pledge of Allegiance
3. Roll Call

DISCUSSION / ACTION

4. Discussion on Tentative City Millage and Tentative City Budget for FY 2025
5. Resolution No. 24-34 - Adopting the Tentative Millage Rate for FY 2024-2025
6. Resolution No. 24-35 - Adopting the Tentative Budget for FY 2024-2025

ADJOURNMENT

NOTICES – PURSUANT TO SECTION 286.0105 OF THE FLORIDA STATUTES, IF ANY PERSON DECIDES TO APPEAL ANY DECISION MADE BY THE CITY COUNCIL WITH RESPECT TO ANY MATTER CONSIDERED AT THIS PUBLIC MEETING OR HEARING, SUCH PERSON WILL NEED A RECORD OF THE PROCEEDINGS, AND THAT, FOR SUCH PURPOSE, SUCH PERSON MAY NEED TO ENSURE THAT A VERBATIM RECORD OF THE PROCEEDINGS IS MADE, WHICH RECORD INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED. THE CITY DOES NOT PREPARE OR PROVIDE SUCH A RECORD.



FOR SPECIAL ACCOMMODATIONS, PLEASE NOTIFY THE CITY CLERK'S OFFICE (PHONE: 386-506-5563) AS FAR IN ADVANCE AS POSSIBLE, BUT PREFERABLY WITHIN 2 WORKING DAYS OF YOUR RECEIPT OF THIS NOTICE OR 5 DAYS PRIOR TO THE MEETING OR HEARING DATE.



HELP FOR THE HEARING IMPAIRED IS AVAILABLE THROUGH THE ASSISTIVE LISTENING SYSTEM RECEIVERS CAN BE OBTAINED FROM THE CITY CLERKS' OFFICE.

IN ACCORDANCE WITH THE AMERICANS WITH DISABILITIES ACT (ADA), IF YOU ARE A PERSON WITH A DISABILITY WHO NEEDS AN ACCOMMODATION IN ORDER TO PARTICIPATE IN THIS PROCEEDING, YOU ARE ENTITLED, AT NO COST TO YOU, THE PROVISION OF CERTAIN ASSISTANCE. PLEASE CONTACT THE CITY CLERK FOR THE CITY OF PORT ORANGE, 1000 CITY CENTER CIRCLE, PORT ORANGE, FLORIDA 32129, TELEPHONE NUMBER 386-506-5563, CITYCLERK@PORT-ORANGE.ORG, AS FAR IN ADVANCE AS POSSIBLE, BUT PREFERABLY WITHIN 2 WORKING DAYS OF YOUR RECEIPT OF THIS NOTICE OR 5 DAYS PRIOR TO THE MEETING OR HEARING DATE. IF YOU ARE HEARING OR VOICE IMPAIRED, CONTACT THE RELAY OPERATOR AT 7-1-1 or 1-800-955-8771.

UPON REQUEST BY A QUALIFIED INDIVIDUAL WITH A DISABILITY, THIS DOCUMENT WILL BE MADE AVAILABLE IN AN ALTERNATE FORMAT. IF YOU NEED TO REQUEST THIS DOCUMENT IN AN ALTERNATE FORMAT, PLEASE CONTACT THE CITY CLERK WHOSE CONTACT INFORMATION IS PROVIDED ABOVE.

City Council Special Meeting
September 4, 2024
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ANY INVOCATION THAT IS OFFERED BEFORE THE OFFICIAL START OF THE CITY COUNCIL MEETING SHALL BE THE VOLUNTARY OFFERING OF A PRIVATE PERSON, TO AND FOR THE BENEFIT OF THE CITY COUNCIL. THE VIEWS OR BELIEFS EXPRESSED BY THE INVOCATION SPEAKER HAVE NOT BEEN PREVIOUSLY REVIEWED OR APPROVED BY THE CITY COUNCIL OR THE CITY STAFF, AND THE CITY IS NOT ALLOWED BY LAW TO ENDORSE THE RELIGIOUS BELIEFS OR VIEWS OF THIS, OR ANY OTHER SPEAKER. PERSONS IN ATTENDANCE AT THE CITY COUNCIL MEETING ARE INVITED TO STAND DURING THE OPENING INVOCATION AND PLEDGE OF ALLEGIANCE. HOWEVER, SUCH INVITATION SHALL NOT BE CONSTRUED AS A DEMAND, ORDER, OR ANY OTHER TYPE OF COMMAND. NO PERSON IN ATTENDANCE AT THE MEETING SHALL BE REQUIRED TO PARTICIPATE IN ANY OPENING INVOCATION THAT IS OFFERED. A PERSON MAY EXIT THE CITY COUNCIL CHAMBERS AND RETURN UPON COMPLETION OF THE OPENING INVOCATION IF A PERSON DOES NOT WISH TO PARTICIPATE IN OR WITNESS THE OPENING INVOCATION.



CITY COUNCIL AGENDA ITEM

COUNCIL MEETING DATE 9/4/2024

SUBJECT: (4) Discussion on Tentative City Millage and Tentative City Budget for FY 2025

DEPARTMENT: Finance

GOAL: Goal 5 - Fiscal Sustainability

RECOMMENDED MOTION: Discussion item only. No motion needed.

SUMMARY: As required by Florida statute, this item is to discuss the tentative millage rate and proposed budget, both to be approved by resolution. Under the Florida's Truth in Millage ("TRIM") statutes (ss. 200.065, 200.069, Florida Statutes), all property owners are notified of the tentative millage levies by Notice of Proposed Property Taxes ("TRIM Notice"), sent by mailing from the Volusia County Property Appraiser in August. The City Council may subsequently reduce the tentative millage rate. However, City Council cannot increase the tentative millage rate beyond what was included in the TRIM Notice without another public notification to all City property owners. The property appraiser used the maximum millage rate voted on at the July 23, 2024, Special Council Meeting.

The current operating millage rate is \$4.9999 per \$1,000 assessed taxable value; the current year gross taxable value for operating purposes is \$5,519,205,501 as certified by the Volusia County Property Appraiser. The Tentative Millage rate of 4.975 mills is an increase of 7.84% over the rolled back rate of 4.6134 mills.

The City Manager will start the discussion with comments on the increase in millage over rolled-back rate necessary to fund the budget, and the specific purposes for which ad valorem tax revenues are being increased. City Council will then have an opportunity to discuss the tentative millage rate and the proposed budget regarding the reasons for the increase in the tentative millage above the rolled back rate. Council will then hear comments and questions from the public.

PRESENTER: John McKinney

ATTACHMENTS:

1.	Guideline - Public Hearing	Guideline - Public Hearing.pdf
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John McKinney	Created/Initiated - 8/16/2024
John McKinney	Approved - 8/16/2024
Matthew Jones	Approved - 8/23/2024
Wayne Clark	Approved - 8/29/2024
Tracee Cody	Final Approval - 8/29/2024

**Public Hearing for Adoption of Tentative Millage / Budget
September 4, 2024**

Agenda Item 4.

Announce the following:

"The public hearing is now convened to discuss the millage rate and budget. The Fiscal Year (FY) 2025 Budget commences on October 1, 2024, and continues through September 30, 2025. We will begin with the City of Port Orange City Council discussion of the Tentative millage necessary to fund the FY2025 Tentative budget for the City of Port Orange. The City of Port Orange is the taxing authority and the current year taxable value for operating purposes is \$5,519,205,501.

The tentative millage rate is \$4.975 mills per \$1,000 of valuation which represents a 7.84% increase in ad valorem tax revenues above the rolled-back rate of \$4.6134.

In addition to the foregoing tentative millage levy, there is a voter approved millage levy of 0.1720 mills necessary to fund the debt service payments on the 2006 general obligation bonds for public safety capital facilities which were refunded in 2016."

Ask the City Manager to comment on the increase in millage over the rolled-back rate and the specific purposes for the increase.

[CM Delivers Comments]

Ask for Council discussion, regarding the reasons for the increase in the tentative millage above the rolled back rate.

Announce the following:

"The Council will now hear comments regarding the proposed Tentative millage. The general public shall be allowed to address the council, to make comments and to ask questions."

Ask for public comments

Ask for Council discussion regarding any revisions to the proposed tentative budget as presented.

[NOTE: If revisions are made, changing the Tentative millage from that presented in agenda package, then agree to revise the Tentative millage. **(do not** vote to adopt and no formal motion - just consensus of Council to direct the manager to recompute the Tentative millage and mark up the Resolution adopting the Tentative millage rate, accordingly.)]

If no revisions, then move to Agenda Item 5.

Agenda Item 5.

Read Resolution No. 24-34 for Tentative City Millage.

Move to approve Resolution No. 24-34 adopting the City of Port Orange FY2025 Tentative millage rate of 4.975 mills per \$1,000.00 of valuation. (Public Comment) (Roll call vote)

Announce the following:

"The adopted tentative millage rate of 4.975 mills per \$1,000.00 of valuation is a 7.84% increase in ad valorem tax revenues above the rolled-back rate."

"In addition to the foregoing tentative millage levy, there is a voter approved millage levy of 0.1720 mills necessary to fund the debt service payments on the 2006 general obligation bonds for public safety capital facilities which were refunded in 2016."

Agenda Item 6.

Read Resolution No. 24-35 for Tentative City Budget.

Motion to Approve Resolution No. 24-35 adopting the City of Port Orange FY2025 Tentative budget. (Public Comment) (Roll call vote)

Announce the following:

"This budget includes all operating and capital costs for FY 2025. This budget includes the General, Special Revenue, Debt Service, Capital, Enterprise and Internal Service Funds. The proposed City-wide FY 2025 budget for all funds is \$205,719,722.

Ask Council for any comments or revisions.



CITY COUNCIL AGENDA ITEM

COUNCIL MEETING DATE 9/4/2024

SUBJECT: (5) Resolution No. 24-34 - Adopting the Tentative Millage Rate for FY 2024-2025

DEPARTMENT: Finance

GOAL: 5 - Fiscal Sustainability

RECOMMENDED MOTION: Move to approve Resolution No. 24-34.

SUMMARY: Per Florida Statute Section 200.065, the City Council shall adopt a tentative millage rate prior to the adoption of a tentative budget and shall otherwise comply with the controlling provisions of the law.

The Volusia County Property Appraiser has certified the gross taxable value of property for operating purposes within the City as \$5,519,205,501 and certified a rolled-back rate of \$4.6134 per \$1,000 of taxable value for the City of Port Orange. The City Council deems it necessary to levy and does hereby levy a tentative tax of \$4.9750 mills upon all real and personal property within the City for operational purposes. The operating levy of \$4.9750 per \$1,000 represents a 7.84% increase from the rolled-back rate of \$4.6134 per \$1,000 of taxable value. The tentative operating millage for Fiscal Year 2024-2025 would provide a tentative budget of \$26,085,145 at 95% in ad valorem proceeds.

The required millage for the 2006 General Obligation voter-approved debt service, which was refunded in 2016, is \$0.1720 mills. The required voter debt service would be budgeted at \$901,838 at 95%.

PRESENTER: John McKinney

ATTACHMENTS:

1.	Resolution No. 24-34 Tentative Millage	Resolution No. 24-34.pdf
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John McKinney

Created/Initiated - 8/16/2024

John McKinney

Approved - 8/16/2024

Matthew Jones

Approved - 8/23/2024

Wayne Clark

Approved - 8/26/2024

Tracee Cody

Final Approval - 8/26/2024

RESOLUTION NO. 24-34

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PORT ORANGE, VOLUSIA COUNTY, FLORIDA; ADOPTING THE TENTATIVE AD VALOREM PROPERTY TAX MILLAGE RATES TO BE LEVIED FOR FISCAL YEAR 2025 (OCTOBER 1, 2024 TO SEPTEMBER 30, 2025); PROVIDING FOR SCRIVENER'S ERRORS: AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Port Orange, Florida, has determined the amount of revenue required to meet the City's operating and capital objectives for fiscal year 2025; and

WHEREAS, a substantial portion of this operating revenue is derived from ad valorem tax receipts; and

WHEREAS, the voters of the City of Port Orange approved the levy of additional millage necessary to fund debt service payments on bonds issued for public safety capital facilities; and

WHEREAS, a public hearing on the tentative millage rate has been conducted by City Council at 5:30 p.m. on September 4, 2024, and a final hearing will be conducted at 5:30 p.m. on September 18, 2024, in the City Council Chambers at City Hall, 1000 City Center Circle, Port Orange, Florida.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PORT ORANGE, VOLUSIA COUNTY, FLORIDA:

Section 1. The tentative millage rate for fiscal year 2025 for the City of Port Orange is hereby levied at 4.9750 mills per \$1,000.00 of valuation. This tentative millage rate is a 7.84% increase above the rolled-back rate, which is the percentage increase in property taxes adopted by the City Council for general government operating and capital purposes.

Section 2. The millage rate of 0.1720 mills per \$1,000.00 of valuation is hereby adopted as a voter-approved levy of additional millage necessary to fund debt service payments on the 2006 general obligation bonds for public safety capital facilities which were refunded in 2016.

Section 3. 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 4. This resolution shall take effect immediately upon adoption.

MAYOR DONALD O. BURNETTE

ATTEST:

Robin L. Fenwick, MMC, City Clerk

Adopted on the _____ day of September 2024

Reviewed and Approved: _____
Matthew J. Jones, City Attorney



CITY COUNCIL AGENDA ITEM

COUNCIL MEETING DATE 9/4/2024

SUBJECT: (6) Resolution No. 24-35 - Adopting the Tentative Budget for FY 2024-2025

DEPARTMENT: Finance

GOAL: 5 - Fiscal Sustainability

RECOMMENDED MOTION: Move to approve Resolution No. 24-35.

SUMMARY: This is a request for the City Council to approve the tentative budget for Fiscal Year 2024 - 2025.

Both the Eastport CRA and Town Center CRA approved their respective budgets during separate meetings on August 6, 2024, and submitted them to the City of Port Orange for inclusion in the City's budget.

The City Council of the City of Port Orange has complied with all requirements and procedures of Florida law in processing this resolution. The City Council pursuant to the Charter of the City of Port Orange and Chapter 166, Florida Statutes, does hereby adopt the tentative General Fund, Special Revenue Funds, Debt Service, Capital Improvement Funds (CIP), Enterprise Funds and other Internal Service Funds, in the amount of \$205,719,722 and is attached to the Resolution as Exhibit "A".

Florida Statutes, including Section 200.065, provide that the City Council shall adopt a Tentative Millage Rate prior to the adoption of a Tentative Budget and shall otherwise comply with the controlling provisions of Florida law.

PRESENTER: John McKinney

ATTACHMENTS:

1.	Resolution No. 24-35 Tentative Budget w exhibit	Resolution No. 24-35 Tentative Budget w exhibit.pdf
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John McKinney
John McKinney
Matthew Jones
Wayne Clark

Created/Initiated - 8/16/2024
Approved - 8/16/2024
Approved - 8/23/2024
Approved - 8/29/2024

Tracee Cody

Final Approval - 8/29/2024

RESOLUTION NO. 24-35

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PORT ORANGE, VOLUSIA COUNTY, FLORIDA; ADOPTING THE TENTATIVE OPERATING BUDGET FOR FISCAL YEAR 2025 (OCTOBER 1, 2024 TO SEPTEMBER 30, 2025) FOR THE CITY OF PORT ORANGE; PROVIDING FOR APPROPRIATION AND PROCEDURES; PROVIDING FOR SCRIVENER'S ERRORS; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Manager of the City of Port Orange recommended a tentative annual budget for the Fiscal Year beginning October 1, 2024 and ending September 30, 2025; and has submitted same to the City Council; and

WHEREAS, the Charter, Section 3.08 of the City of Port Orange Code of Ordinances, states that the City Council shall by resolution adopt the annual budget, budget amendments and authorize appropriations; and

WHEREAS, Florida Statutes, Sections 166.241 and Section 200.065, commonly known as the Truth in Millage or TRIM Bill, requires that the City Council hold a public hearing to consider adoption of the tentative millage rate and budget for Fiscal Year 2024-2025; and

WHEREAS, both the Eastport CRA and Town Center CRA approved their respective budgets during separate meetings on August 6, 2024 and submitted to the City of Port Orange for inclusion in the City's budget; and

WHEREAS, a public hearing on the tentative budget has been conducted by the City Council at 5:30 P.M. on September 4, 2024 and a final hearing will be conducted at 5:30 P.M. on September 18, 2024, in City Council Chambers at City Hall, 1000 City Center Circle, Port Orange, Florida.

WHEREAS, during the course of said public hearing, all persons desiring to voice objection or make comments upon the tentative budget for Fiscal Year 2024-25 were given an opportunity to do so.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PORT ORANGE, VOLUSIA COUNTY, FLORIDA:

Section 1. Approval of the Tentative Budget for Fiscal Year 2024-2025. Pursuant to the City of Port Orange Charter and Florida Statutes, Chapters 166 and 200, the City of Port Orange hereby adopts the various tentative budgets as set forth in **Exhibit "A"** attached and made a part herein by this reference.

Section 2. Final Budget Public Hearing. The final hearing will be conducted at 5:30 p.m. on September 18, 2024, in City Council Chambers at City Hall, 1000 City Center Circle, Port Orange, Florida, where interested parties may appear and address the City Council on budget related matters.

Section 5. Supplemental amendments to appropriations may be affected as deemed necessary in strict compliance with the procedures specified in Chapter 2, Article VI, Division 3, Code of Ordinances, City of Port Orange, Florida.

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. This resolution shall become effective immediately upon adoption.

MAYOR DONALD O. BURNETTE

ATTEST:

Robin L Fenwick, MMC, City Clerk

Passed and adopted on the _____ day of September 2024

Reviewed and Approved: _____
Matthew J. Jones, City Attorney

EXHIBIT "A"

FY 2024 – 2025 PROPOSED BUDGET

	Total Revenues and Expenditures
<u>001 General Fund</u>	\$ 61,190,570
<u>Enterprise Funds</u>	
Water & Sewer Operating	\$ 31,644,162
Water & Sewer Construction	5,450,000
Water & Sewer Impact Fees	679,627
State Revolving Loan Debt Service	784,846
Wetland Mitigation	96,968
Forestry Management	319,536
Solid Waste	10,708,138
Stormwater Operating	5,988,199
Stormwater Construction	9,252,488
Stormwater Utility Revenue Bonds	699,004
Golf Course	2,619,067
Total Enterprise Funds	\$ 68,242,035
<u>Internal Service Funds</u>	
Information Technology	\$ 3,833,844
Vehicle Maintenance	1,693,226
Risk Management	2,238,409
Lease & Replacement	2,466,256
Total Internal Service Funds	\$ 10,231,735
<u>Other Governmental Funds</u>	
Transportation Capital Projects	\$ 7,475,829
General Capital Replacement	5,827,865
Park Bond Capital Projects	10,000,000
Eastport CRA	633,196
Town Center CRA	431,297
Recreation Facilities	246,700
Community Development Building	2,649,016
Grant	5,314,706
Police Impact Fees	109,785
Fire Impact Fees	72,660
Transportation Impact Fees	273,530
Recreation Impact Fees	212,774
2006 GO Bond Debt Service	901,569
2024 GO Bond Debt Service	30,000,000
Eastport Tax Increment Note	234,511
2007 Town Center Bond Debt Service	402,369
2014 Capital Improvement Bond	1,147,625
Police Benefit Trust Fund	4,500
Police Forfeiture Trust	70,000
Police Education Trust	10,000
Recreation Scholarship	22,450
Federal Police Forfeiture	15,000
Total Other Governmental Funds	\$ 66,055,382
Total All Funds	\$ 205,719,722