



# CITY COUNCIL AGENDA ITEM

REQUESTED COUNCIL MEETING DATE: 1/26/10

**SUBJECT:** RESOLUTION NO. 10-10: REPEALING RESOLUTION 07-48 RELATING TO THE PORT ORANGE BUSINESS PARK ASSESSMENT AREA

**DEPARTMENT:** CITY MANAGER

**RECOMMENDED MOTION:**

To adopt Resolution No. 10-10 repealing Resolution 07-48 which established the Port Orange Business Park Assessment Area and established the maximum annual amount for each parcel; and provide authorization for the Mayor and City Manager to execute all associated documents.

**SUMMARY:**

In 2007, a special assessment district to fund capital improvements and related costs for the Port Orange Business Park, located on Williamson Boulevard, was created by the City Council. The adopted Resolution established the district and provided the mechanics for imposing assessments and providing legal notice. Since the district was created, the City has deferred imposing the assessment. With the recent completion of construction and with the sale of property to V&P Property Group, the assessment district is no longer needed to fund the capital improvements. Staff recommends repealing the City's notice of intent to use the non-ad valorem special assessment for capital improvements in the Port Orange Business Park.

**ATTACHMENTS:**  Ordinance  Resolution  Budget Resolution  
 Other  Support Documents/Contracts Available for Review in Manager's Office

<b>DEPARTMENT HEAD</b>	Shannon M. Lewis	<i>Shannon M. Lewis</i>	Date 12/22/2009
<b>FINANCE DEPARTMENT</b>	<i>[Signature]</i>	Approved as to Budget Requirements	Date 12/22/09
<b>CITY ATTORNEY</b>	<i>[Signature]</i>	Approved as to Form and Legality	Date 1/8/10
<b>CITY MANAGER</b>	<i>[Signature]</i>	Approved Agenda Item For:	1/26/10

**COUNCIL ACTION:**  Approved as Recommended  Disapproved  Tabled Indefinitely  
 Continued to Date Certain  Approved with Modification:

RESOLUTION NO. 10- 10

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PORT ORANGE, VOLUSIA COUNTY, FLORIDA REPEALING RESOLUTION NO. 07-48 RELATING TO AND DEFINING THE SPECIAL ASSESSMENT FOR THE CONSTRUCTION OF CAPITAL IMPROVEMENTS IN THE PORT ORANGE BUSINESS PARK; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Port Orange City Council adopted Resolution No. 07-48, imposing a special assessment for the Port Orange Business Park Assessment Area and established the maximum annual amount for each parcel; and

WHEREAS, the City of Port Orange City Council later identified and amended the Resolution to delay the levy of the special assessment as specified in Resolution No. 07-48; and

WHEREAS, upon the recent completion of construction and sale of property to V&P Property Group, the assessment district is no longer needed to fund the capital improvements, and the City Council desires to Repeal Resolution No. 07-48.

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

Section 1: The City Council of the City of Port Orange, Florida hereby repeals Resolution No. 07-48 in its entirety.

Section 2: A certified copy of this resolution shall be filed with the Clerk of the Circuit Court for recording in the public records of Volusia County, Florida.

Section 3: This resolution shall become effective immediately upon adoption by the City Council.

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MAYOR ALLEN GREEN

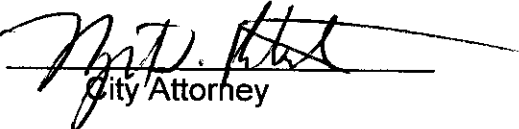
ATTEST:

\_\_\_\_\_  
Kenneth W. Parker, City Manager

Passed on first reading on the \_\_\_\_\_ day of \_\_\_\_\_

Passed and adopted on second and final reading on the \_\_\_\_\_ day of \_\_\_\_\_

Reviewed and Approved:

  
\_\_\_\_\_  
City Attorney