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CLERK OF THE BOARD
OF COUNTY COMMISSIONERS
MIAMI-DADE COUNTY, FLORIDA

Memorandum

MIAMI-DADE COUNTY

Date: October 5, 2010

To: Honorable Chairman Dennis C. Moss
and Members, Board of County Commissioners

From: George M. Burgess
County Manager

Agenda Item No. 8(E)(1)(A)

Resolution No. R-973-10

Subject: Resolution Approving Extension of 2010 Real and Personal Property Tax Rolls and Issuance of Tax Bills Prior to Completion of the Value Adjustment Board Hearings

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Recommendation
It is recommended that the Board approve the attached Resolution authorizing extension of the 2010 certified tax roll for real and personal property for the purpose of mailing the 2010 tax notices prior to the completion of Value Adjustment Board (VAB) hearings.

Scope
This action is countywide in scope.

Fiscal Impact/Funding Source
Approval of this resolution has no fiscal impact to the County. However, failure to authorize the extension of the 2010 tax roll could lead to delays in the distribution of property taxes to the various County, City and State taxing authorities, and could affect the discount period for payment of taxes by property owners.

Track Record/Monitor
Mailing of the tax bills is the responsibility of the Tax Collector.

Background
Each year, final certification of the tax roll cannot be made until all VAB hearings are completed. Given the number of appeals filed each year, the completion of hearing process will not be finalized until July 2011 or later based on the experiences from previous years.

Since tax notices are required to be mailed by November 1 of each year, an extension of the tax roll is required. Florida Statute 197.323(1) provides for the extension of the tax roll prior to completion of the VAB hearings, only when completion of the VAB hearings are the cause for a delay in the issuance of tax notices beyond November 1. After the extension of the tax roll, for all parcels for which the tax liability is altered as a result of a VAB hearing, the tax payer shall have 30 days from the mailing of a corrected tax notice to pay taxes with a four percent discount. Thereafter the regular discount periods shall be applicable. For all parcels for which the VAB does not alter the tax liability, additional discounts will not be extended.

Assistant County Manager

MEMORANDUM
(Revised)

TO: Honorable Chairman Dennis C. Moss and Members, Board of County Commissioners

DATE: October 5, 2010

FROM: R. A. Cuevas, Jr. County Attorney

SUBJECT: Agenda Item No. 8(E)(1)(A)

Please note any items checked.

_____ **"3-Day Rule" for committees applicable if raised**

_____ **6 weeks required between first reading and public hearing**

_____ **4 weeks notification to municipal officials required prior to public hearing**

_____ **Decreases revenues or increases expenditures without balancing budget**

_____ **Budget required**

_____ **Statement of fiscal impact required**

_____ **Ordinance creating a new board requires detailed County Manager's report for public hearing**

✓ **No committee review**

_____ **Applicable legislation requires more than a majority vote (i.e., 2/3's ____, 3/5's ____, unanimous _____) to approve**

_____ **Current information regarding funding source, index code and available balance, and available capacity (if debt is contemplated) required**

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 8(E)(1)(A)
10-5-10

RESOLUTION NO. R-973-10

RESOLUTION APPROVING EXTENSION OF 2010 REAL AND PERSONAL PROPERTY TAX ROLLS AND ISSUANCE OF TAX BILLS PRIOR TO COMPLETION OF THE VALUE ADJUSTMENT BOARD HEARINGS

WHEREAS, the Property Appraiser will not have complete final certification to the Tax Collector, the 2010 Real and Tangible Personal Property Tax Rolls until after the Value Adjustment Board concludes all of its hearings; and

WHEREAS, in order to continue the orderly function of all taxing authorities, tax bills must be mailed on or before November 1; and

WHEREAS, Section 197.323(1), Florida Statutes (2009) authorizes that the Board upon request of the Tax Collector and by majority vote, to order the roll extended prior to completion of the Value Adjustment Board hearings, if completion of such hearings is the only reason for a delay in the issuance of the tax bills beyond November 1; and

WHEREAS, Section 197.323, Florida Statutes (2009) further provides that, for any parcel for which tax liability is subsequently altered as a result of the Value Adjustment Board hearing, the Tax Collector shall resolve the matter following the procedures used for correction of errors. Taxpayers whose tax liability was altered as a result of the Value Adjustment Board action shall have thirty (30) days from the mailing of a corrected tax notice to pay taxes with a four (4) percent discount. Thereafter, the regular discount periods shall be applicable. And for any parcel for which the tax liability is not altered by the Value Adjustment Board, no additional discount will be extended,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that:

Section 1. The 2010 Real and Personal tax rolls shall be extended as soon as practically possible and prior to completion of the Value Adjustment Board hearings in order that 2010 tax bills may be mailed; and

Section 2. For any parcel for which tax liability is subsequently altered as a result of the hearings, the Tax Collector shall resolve the matter following the procedures used for correction of errors in accordance with the above statute.

The foregoing resolution was offered by Commissioner Sally A. Heyman, who moved its adoption. The motion was seconded by Commissioner Rebeca Sosa and upon being put to a vote, the vote was as follows:

Dennis C. Moss, Chairman aye
Jose "Pepe" Diaz, Vice-Chairman aye

Bruno A. Barreiro	aye	Audrey M. Edmonson	aye
Carlos A. Gimenez	aye	Sally A. Heyman	aye
Barbara J. Jordan	aye	Joe A. Martinez	aye
Dorrin D. Rolle	aye	Natacha Seijas	aye
Katy Sorenson	aye	Rebeca Sosa	aye
Sen. Javier D. Souto	aye		

The Chairperson thereupon declared the resolution duly passed and adopted this 5th day of October, 2010. This resolution shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By: **DIANE COLLINS**
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

James K. Kracht