RESOLUTION 2020-

A RESOLUTION OF THE COUNTY COUNCIL OF VOLUSIA COUNTY, FLORIDA, ORDERING AND PROVIDING FOR HOLDING OF A REFERENDUM ELECTION TO DETERMINE IF THE ELECTORS OF THE COUNTY OF VOLUSIA, FLORIDA, APPROVE EXTENDING THE LEVY OF AN ADDITIONAL AD VALOREM TAX NOT EXCEEDING 1/5 MILL FOR AN ADDITIONAL 20 YEARS AND THE ISSUANCE OF NOT EXCEEDING $40,000,000 LIMITED TAX GENERAL OBLIGATION BONDS, TO BE ISSUED IN ONE OR MORE SERIES, PAYABLE THEREFROM, IN ORDER TO FINANCE ENVIRONMENTAL, CULTURAL, HISTORIC, AND OUTDOOR RECREATION PROJECTS TO ENHANCE OUR QUALITY OF LIFE AND PURPOSES INCIDENTAL THERETO; PROVIDING CERTAIN OTHER MATTERS IN CONNECTION THEREWITH; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Volusia County recognizes the continued need to plan for future growth and desires to enhance the quality of life for its residents by continuing to provide environmental, cultural, historical, and outdoor recreational opportunities by allowing the electors of Volusia County to decide whether to extend a program approved by the electors on November 7, 2000, and known as Volusia ECHO; and

WHEREAS, the Volusia County Comprehensive Plan encourages the preservation of significant archaeological or historic resources and the development, enhancement, and promotion of heritage tourism opportunities, experiences, and resources in Volusia County; and

WHEREAS, it is an objective of Volusia County to foster public memory and community identity by promoting and providing access to destinations and experiences associated with past events, peoples, and places; and

WHEREAS, there is a continuing need for high quality user oriented outdoor recreational opportunities; and

WHEREAS, access to the Atlantic Ocean through the establishment of oceanfront parks and provision of off-beach parking promotes outdoor recreational activity; and
WHEREAS, the Volusia County Comprehensive Plan recognizes the role of cultural arts in improving the quality of life for its citizens, increasing its tourism-based economy, and in redevelopment by encouraging people to spend time in downtowns and urban areas; and

WHEREAS, the extension of the long term development program funding for Volusia ECHO is required and if said funding is extended by the voters of Volusia County and the County Council in its discretion renews the levy of the necessary millage, it is in the public’s interest to continue to have any resulting acquisition and improvement program procedurally implemented in a manner that sets specific guidelines for the program to ensure effective and successful completion of the program.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF THE COUNTY OF VOLUSIA, FLORIDA, IN OPEN MEETING AT COUNCIL CHAMBERS IN THE CITY OF DELAND, FLORIDA, THIS 2ND DAY OF JUNE, 2020, AS FOLLOWS:

SECTION I. Findings.

It is found and declared that:

(A) This Resolution is adopted pursuant to the County’s Home Rule Charter, Chapter 125, Florida Statutes, Chapters 100 and 101, Florida Statutes, and other applicable provisions of law.

(B) It is desired to authorize the annual levy of an additional ad valorem tax not exceeding 1/5 mil for an additional twenty years to continue to fund the recreation, historic and cultural projects to enhance the quality of life either from taxes collected and on deposit or from the proceeds of the issuance of short and/or long term indebtedness authorized herein payable from the aforesaid additional ad valorem tax.

(C) The expenditures authorized serve a paramount public purpose.

(D) It is in the best interest of the County to issue such Bonds as are necessary or desirable to finance projects payable as heretofore described.

(E) The recitations of the preamble are hereby adopted as findings herein.

SECTION II. Election Ordered.
An election be and is hereby ordered to be held in Volusia County, Florida, on November 3, 2020, to determine whether or not to extend the levy of additional ad valorem tax and issuance of Limited Tax General Obligation Bonds for said purpose shall be approved by the electors of Volusia County.

**SECTION III. Voting.**

The polls will be open at the voting places on the date of such bond election from 7:00 a.m. to 7:00 p.m. on the same day. All qualified electors residing within the County shall be entitled and permitted to vote at such election as hereinafter provided. The bond election shall be held and conducted in the place or places prescribed by law for general election in the County. The election shall be held and conducted in the manner prescribed by law for holding general elections in the County, and the County Manager and Supervisor of Elections are directed to take all necessary measures to conduct the election in all manner required by law. The returns shall be properly canvassed by a county canvassing board in accordance with law (collectively, the “Canvassing Board”) and all procedures and requirements of state law, the Charter and other applicable law shall be complied with for the purpose of conducting the computation of ballots and completion of election procedures.

**SECTION IV. Ballots.**

The ballots to be used in the election shall be on plain white paper with printed description of the proposed levy of the tax and issuance of the Bonds, and which will provide facilities for qualified electors to vote for or against the levy of the tax and issuance of the Bonds as they may choose. Voting equipment shall be used at such election or such other means as is deemed appropriate and permitted by law by the Supervisor of Elections. The question appearing on the ballots to be used in the election shall be in substantially the following printed form:

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BALLOT

VOLUSIA ECHO: ENVIRONMENTAL, CULTURAL,
HISTORIC AND OUTDOOR RECREATION PROJECTS TO
ENHANCE OUR QUALITY OF LIFE

SHALL VOLUSIA COUNTY CONTINUE TO FUND THE
ACQUISITION, RESTORATION, CONSTRUCTION AND
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IMPROVEMENT OF ENVIRONMENTAL, CULTURAL, HISTORIC AND OUTDOOR RECREATION PROJECTS FOR PUBLIC USE, INCLUDING ISSUING BONDS THEREFORE IN AN AMOUNT NOT EXCEEDING $40,000,000 BEARING INTEREST NOT EXCEEDING THE MAXIMUM LEGAL RATE, PAYABLE FROM AN ADDITIONAL AD VALOREM TAX NOT EXCEEDING 1/5 MILL LEVIED FOR AN ADDITIONAL 20 YEAR PERIOD?

YES (FOR BONDS) __________
NO (AGAINST BONDS) __________

SECTION V. Absentee Voting.

Adequate provision shall be made for absentee voting. Ballots shall be used suitable for absentee voting at the election. The form of the ballots to be used in the election for absentee voters shall be in substantially the form set out above, and in accordance with the Florida Election Code.

SECTION VI. Results of Election.

Returns of the votes cast at the election shall be made to and canvassed by the Canvassing Board and such Board shall declare the results and certify the same to the County Manager to be recorded in the minutes of the County. If a majority of the votes cast at such election in respect to the levy of the tax and issuance of the Bonds shall be “YES” (For Bonds) such levy and issuance shall be approved, may be issued by the County pursuant to the terms and provisions of the charter and other provisions of applicable law. Regardless of the results of the election, the County Manager is hereby directed to submit such results to the Department of State pursuant to Section 100.351, Florida Statutes.

SECTION VII. Publication of Resolution and Notice.

At least 30 days’ notice of the election shall be published in the News Journal, or any other newspaper of general circulation within the County, at least twice, once in the fifth week and once in the third week prior to the week in which the election is held, in the manner provided in Section 100.342, Florida Statutes.

The notice of election shall be in substantially the following form:

NOTICE OF TAX AND BOND REFERENDUM COUNTY OF VOLUSIA, FLORIDA, ON NOVEMBER 3, 2020

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Resolution 2020-
NOTICE IS HEREBY GIVEN THAT A COUNTY OF VOLUSIA, FLORIDA,
TAX AND BOND REFERENDUM will be held on the 3rd day of November,
2020, in the County of Volusia, Florida, for the purpose of determining whether
or not to continue the additional ad valorem tax not exceeding 1/5 mill shall be
levied for an additional 20 year period and Limited Tax General Obligation Bonds
of the county issued in one or more series, payable therefrom shall be issued in
the aggregate principal amount of not exceeding $40,000,000, bearing interest,
payable at such interest rate or rates not exceeding the maximum rate permitted
by law and redeemable as shall be determined at or before the time of sale thereof,
maturing over a period of not to exceed twenty years from the date of the bonds,
to finance environmental, cultural, historic and outdoor recreation projects to
enhance our quality of life and purposes incidental thereto.

The polls will be open at the voting places on the date of bond election at 7:00
a.m. to 7:00 p.m. on the same day, as provided in Resolution 2020-___ adopted
by the County Council of the County of Volusia, Florida, on June 2, 2020,
which is a matter of public record.

All qualified electors residing within Volusia County shall be entitled qualified
and permitted to vote at such election.

The County of Volusia, Florida
Ed Kelley, Chair of the County Council

SECTION IX. Oversight Committee.

In order to ensure the proceeds are used solely to finance acquisition, restoration,
construction, and improvement of recreation, historic and cultural facilities for public use, the
County Council shall appoint electors to an advisory oversight committee to provide for ongoing
review of all projects under consideration and to make recommendations to the County Council.

SECTION X. Criteria and Procedures.

The County Council may fund projects by direct county expenditure for County
government projects or by grant-in-aid awards. It is the intent of the County Council that the
funds be allocated throughout the County to provide broad geographical distribution and
apportioned appropriately among the environmental, cultural, historic and outdoor recreation
projects. Grants-in-aid shall be awarded on a matching basis only by the County Council on the
recommendation of an oversight committee to Volusia County municipalities and non-profit
organizations, subject to standards, procedures, and criteria established by the Council. Such
criteria shall continue to include that the grantee must provide a match and:

Stated purpose for inclusion
Geographical distribution of grant awards
Revenue-generating potential of the project
Timetable for project completion
Provisions for protecting existing infrastructure
Anticipated costs of operations
Projected costs to achieve the project goals
Amount of matching funds
Availability of matching funds/Amount of matching funds
Specific performance measures
Plans for and level of public access and use
A management policy statement for the project and a management prospectus
Security for grant funds.

SECTION XI. Effective Date.

This Resolution shall take effect immediately upon its passage and adoption.

DONE AND ORDERED IN OPEN MEETING.

ATTEST:
COUNTY COUNCIL
VOLUSIA COUNTY, FLORIDA

_______________________   _______________________
George Recktenwald               Ed Kelley
County Manager               County Chair