

SUNRISE, FLORIDA

RESOLUTION NO. _____

A RESOLUTION OF THE CITY OF SUNRISE, FLORIDA, RELATING TO THE PROVISION OF RIDESHARE SERVICES, FACILITIES, AND PROGRAMS WITHIN THE WESTERN SUNRISE AREA; PROVIDING CERTAIN RECITALS, AUTHORITY, PURPOSE AND DEFINITIONS; CONFIRMING THE INITIAL ASSESSMENT RESOLUTION; APPROVING THE ASSESSMENT ROLL; IMPOSING ASSESSMENTS TO FUND THE RIDESHARE SERVICES FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2026; PROVIDING FOR COLLECTION OF THE ASSESSMENTS PURSUANT TO THE UNIFORM ASSESSMENT COLLECTION ACT; PROVIDING FOR APPLICATION OF ASSESSMENT PROCEEDS; PROVIDING FOR THE EFFECT OF THIS RESOLUTION; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Commission of the City of Sunrise, Florida (the "City Commission") adopted the Capital Project and Service Assessment Ordinance, as codified in Chapter 5, Article VI of the City of Sunrise Code of Ordinances (the "Ordinance"), to provide for the imposition of special assessments to fund the provision of services which benefit property within Assessment Areas; and

WHEREAS, on July 14, 2026, the City Commission adopted Resolution No. 26-128 (the "Initial Assessment Resolution") for the Western Sunrise Area, describing the method of assessing the Service Cost for the provision of Rideshare Services within the Western Sunrise Area against the real property that will be specially benefited thereby, and directing preparation of the Assessment Roll and the provision of the notices required by the Ordinance; and

WHEREAS, pursuant to the provisions of the Ordinance, the City Commission is required to confirm or repeal the Initial Assessment Resolution with such amendments as the City Commission deems appropriate after hearing comments and receiving objections of all interested parties; and

WHEREAS, the Assessment Roll has been filed with the City Clerk, as required by the Ordinance; and

WHEREAS, as required by the Ordinance, notice of a public hearing has been published and mailed to each property owner proposed to be assessed notifying such property owner of the opportunity to be heard concerning the assessments; the proof of

publication and an affidavit of mailing are attached hereto as Appendices A and B respectively; and

WHEREAS, a public hearing has been duly held on September 14, 2026, and comments and objections of all interested persons have been heard and considered as required by the terms of the Ordinance.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF SUNRISE, FLORIDA:

Section 1. RECITALS. The above recitals are true and correct and are hereby incorporated herein by reference.

Section 2. AUTHORITY. This resolution is adopted pursuant to the provisions of the Ordinance; the Initial Assessment Resolution; Article VIII, Section 2, Florida Constitution; the City of Sunrise Charter; Chapter 166, Florida Statutes; and other applicable provisions of law.

Section 3. PURPOSE AND DEFINITIONS.

(A) This resolution constitutes the Final Assessment Resolution for the Western Sunrise Area Rideshare program, as defined in the Ordinance, and approves the implementation and collection of the Assessments within the District.

(B) Unless the context indicates otherwise, words importing the singular number include the plural number, and vice versa; the terms "hereof," "hereby," "herein," "hereto," "hereunder" and similar terms refer to this resolution; and the term "hereafter" means after, and the term "heretofore" means before, the effective date of this resolution. Words of any gender include the correlative words of the other genders, unless the sense indicates otherwise.

(C) All capitalized terms in this Final Assessment Resolution shall have the meanings defined in the Ordinance and Initial Assessment Resolution unless the context indicates otherwise.

Section 4. CONFIRMATION OF INITIAL ASSESSMENT RESOLUTION. The Initial Assessment Resolution is hereby ratified and confirmed.

Section 5. APPROVAL OF ASSESSMENT ROLL.

(A) The Assessment Roll, a copy of which was presented at the above referenced public hearing by electronic media and is incorporated herein by reference, is hereby approved for the fiscal year beginning October 1, 2026.

(B) Additionally, the Assessment Roll, as approved, includes those Tax Parcels of Assessed Property within the Western Sunrise Area that cannot be set forth in that Assessment Roll due to the provisions of Section 119.071(4), Florida Statutes, concerning exempt “home addresses.”

Section 6. IMPOSITION OF ASSESSMENTS.

(A) The Tax Parcels included in the Assessment Roll are hereby found to be specially benefited by the provision of the Rideshare Services in the amount of the maximum annual Assessment set forth in the Assessment Roll.

(B) Adoption of this Final Assessment Resolution constitutes a legislative determination that all Tax Parcels assessed derive a special benefit in a manner consistent with the legislative declarations, determinations and findings as set forth in the Ordinance and the Initial Assessment Resolution from the Rideshare Services to be provided and a legislative determination that the Assessments are fairly and reasonably apportioned among the properties that receive the special benefit as set forth in the Initial Assessment Resolution.

(C) The methodology set forth in Section 8 of the Initial Assessment Resolution for assigning Assessment Units to all Tax Parcels and the methodology set forth in Section 11 of the Initial Assessment Resolution for computing the annual Assessments are hereby approved and found to be a fair and reasonable method of apportioning the Service Cost among the benefited properties.

(D) For the Fiscal Year beginning October 1, 2026, the Service Cost is \$525,739. For the Fiscal Year beginning October 1, 2026, the rate of Assessment is \$94.71 per EBU.

(E) Annual Assessments computed in the manner described in the Initial Assessment Resolution are hereby levied and imposed on all Tax Parcels included in the Assessment Roll for the Fiscal Year beginning October 1, 2026.

(F) No Assessment shall be imposed upon a Tax Parcel of Government Property. Any shortfall in the expected Assessment proceeds due to any reduction or exemption from payment of the Assessments required by law or authorized by the Commission shall be supplemented by any legally available funds, or combination of such funds, and shall not be paid for by proceeds or funds derived from the Assessments. In the event a court of competent jurisdiction determines any exemption or reduction by the Commission is improper or otherwise adversely affects the validity of the Assessment imposed for this Fiscal Year, the sole and exclusive remedy shall be the imposition of an Assessment upon each affected Tax Parcel in the amount of the Assessment that would

have been otherwise imposed save for such reduction or exemption afforded to such Tax Parcel by the Commission.

(G) As authorized in Section 5-253.09 of the Ordinance, interim Assessments are also levied and imposed against all property for which a Building Permit is issued after adoption of this Final Assessment Resolution based upon the rates of assessment approved herein.

(H) As provided in Section 5-252.05 of the Ordinance, upon adoption of this Final Assessment Resolution, the Assessments shall constitute a lien against the Assessed Property equal in rank and dignity with the liens of all state, county, district or municipal taxes and other non-ad valorem assessments. Except as otherwise provided by law, such lien shall be superior in dignity to all other liens, titles, and claims until paid. The lien shall be deemed perfected upon adoption by the Commission of this Final Assessment Resolution and shall attach to the property included on the Assessment Roll as of the prior January 1, the lien date for ad valorem taxes.

Section 7. COLLECTION OF ASSESSMENTS.

(A) The Assessments shall be collected pursuant to the Uniform Assessment Collection Act, as provided in Section 5-255.01 of the Ordinance.

(B) The Assessment Roll, as herein approved together with the correction of any errors or omissions as provided for in the Ordinance, shall be delivered to the Tax Collector for collection using the tax bill collection method in the manner prescribed by the Ordinance.

(C) The Assessment Roll, as delivered to the Tax Collector, shall be accompanied by a Certificate to Non-Ad Valorem Assessment Roll in substantially the form attached hereto as Appendix C.

(D) The Property Appraiser and Tax Collector shall apply the Assessment rates approved herein to any Tax Parcels of Assessed Property with exempt "home addresses" pursuant to Section 119.071(4), Florida Statutes.

Section 8. APPLICATION OF ASSESSMENT PROCEEDS. The revenue derived from the Assessments will be utilized for the provision of Rideshare Services within the District. In the event there is any fund balance remaining at the end of the Fiscal Year, such balance shall be carried forward and used only to Rideshare Services provided to properties within the District.

Section 9. EFFECT OF FINAL RESOLUTION. The adoption of this Final Assessment Resolution shall be the final adjudication of the issues presented herein and

in the Initial Assessment Resolution (including, but not limited to, the method by which the Assessments are computed, the Assessment Roll, the levy and lien of the Assessments, and the special benefit to assessed property) unless proper steps are initiated in a court of competent jurisdiction to secure relief within 20 days from the date of the Commission action on this Final Assessment Resolution.

Section 10. CONFLICTS. This Final Assessment Resolution shall prevail in the event of any conflicts with any other Resolution of the City of Sunrise to the extent of such conflict.

Section 11. SEVERABILITY. If any clause, section or provision of this Final Assessment Resolution shall be declared unconstitutional or invalid for any reason or cause, the remaining portion of said Resolution shall be in full force and effect and be valid as if such invalid portion thereof had not been incorporated herein.

Section 12. EFFECTIVE DATE. This Final Assessment Resolution shall be effective immediately upon its passage.

PASSED AND ADOPTED this _____ DAY of _____, 2026.

Mayor Michael J. Ryan

Authentication:

Felicia M. Bravo
City Clerk

MOTION: _____
SECOND: _____

CLARKE: _____
GUZMAN: _____
KERCH: _____
SCUOTTO: _____
RYAN: _____

Approved by the City Attorney
as to Form and Legal Sufficiency

Thomas P. Moss