

ORDINANCE NO 76

AN ORDINANCE OF THE VILLAGE COUNCIL OF THE VILLAGE OF GOLF FLORIDA, LEVYING AND IMPOSING UPON ALL INSURERS, NOW OR HEREAFTER ENGAGING IN OR CARRYING ON THE BUSINESS OF INSURING WITH RESPECT TO PROPERTY INSURANCE, AN EXCISE OR LICENSE TAX PURSUANT TO CHAPTER 175, FLORIDA STATUTES, OF 1.85% OF THE GROSS AMOUNT OF RECEIPTS OF ALL PREMIUMS COLLECTED FROM PROPERTY INSURANCE POLICIES INSURING PROPERTY WITHIN THE CORPORATE LIMITS OF THE VILLAGE OF GOLF AND PROVIDING WHEN SAID TAX SHALL BE DUE AND PAYABLE.

WHEREAS, the Legislature of the State of Florida, by Chapter 19112, Laws of Florida, 1939, created a Special Fund known as the "Firefighters' Pension Trust Fund" and thereby authorized Municipalities falling within the purview of said act, to levy a tax upon such insurance companies designated in said act. The said proceeds from tax to be used in partial support of said fund;

WHEREAS, it is the desire of the Village Council of the Village of Golf to put into full force and effect the provisions of said Chapter 19112 in the Village of Golf; and

WHEREAS, pursuant to the provisions of Section 175.141, Florida Statutes, the imposition of this tax does not result in the collection of any new taxes not already being paid by the citizens of the Village of Golf or their insurers;

NOW, THEREFORE, BE IT ORDAINED BY THE VILLAGE COUNCIL OF THE VILLAGE OF GOLF, FLORIDA, THAT:

Section 1. That there is hereby assessed, imposed and levied on every insurance company, corporation or other insurer now engaging in or carrying on, or which shall hereafter engage in or carry on the business of insuring with respect to property insurance, as shown by the records of the Department of Insurance, an excise or license tax pursuant to Chapter 175, Florida

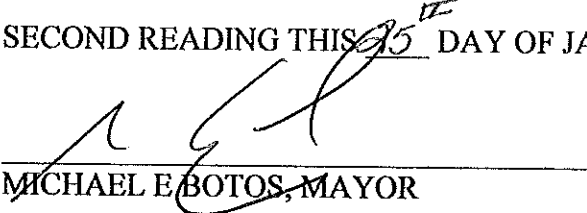
Statutes, which said tax shall be in the amount of 1.85% of the gross amount of receipts of premiums from policy holders on all premiums collected on property insurance policies, covering property within the corporate limits of the Village.

Section 2. That the license or excise tax herein levied shall be due and payable annually on the first day of July of each year hereafter.

Section 3. This Ordinance shall be effective retroactive to December 31, 2005.

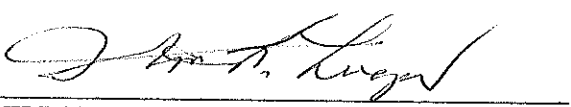
FIRST READING THIS 31<sup>st</sup> DAY OF DECEMBER, 2005.

SECOND READING THIS 15<sup>th</sup> DAY OF JANUARY, 2005.

  
MICHAEL E. BOTOS, MAYOR

\_\_\_\_\_  
ERIK E. JOH, VICE-MAYOR

  
WILLIAM E. RODAWIG, TREASURER

  
WILLIAM R. LUGAR, COUNCILMAN

  
CYNTHIA W. OTTAWAY, COUNCILMAN

ATTEST:

  
CAROL MARCIANO, VILLAGE CLERK

APPROVED AS TO FORM AND SUFFICIENCY

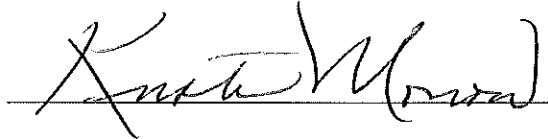
  
TRELA J. WHITE, VILLAGE ATTORNEY

THE PALM BEACH POST  
Published Daily and Sunday  
West Palm Beach, Palm Beach County, Florida

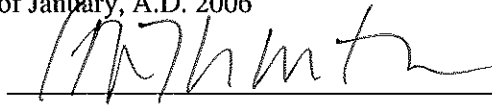
PROOF OF PUBLICATION

STATE OF FLORIDA  
COUNTY OF PALM BEACH

Before the undersigned authority personally appeared **Kristi Morrow**, who on oath says that she is **Customer Service Supervisor** of The Palm Beach Post, a daily and Sunday newspaper, published at West Palm Beach in Palm Beach County, Florida; that the attached copy of advertising for a **Notice** in the matter of **Ordinance #76** was published in said newspaper in the issues of **January 13, 2006**. Affiant further says that the said The Post is a newspaper published at West Palm Beach, in said Palm Beach County, Florida, and that the said newspaper has heretofore been continuously published in said Palm Beach County, Florida, daily and Sunday and has been entered as second class mail matter at the post office in West Palm Beach, in said Palm Beach County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that she/he has neither paid nor promised any person, firm or corporation any discount rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.



Sworn to and subscribed before 13<sup>th</sup> day of January, A.D. 2006



Personally known XX or Produced Identification \_\_\_\_\_  
Type of Identification Produced \_\_\_\_\_



Karen M. McLinton  
Commission # DD359566  
Expires: NOV 15, 2008  
Bonded Thru  
Atlantic Bonding Co., Inc.

NO. 4855924  
ORDINANCE NO. 76  
The Village Council of the Village of Golf will hold a Public Hearing to consider the following proposed Ordinance on second and final reading Wednesday, January 25, 2006 at 9:00 a.m., at the Village Administration Building, 21 Country Road, Village of Golf, Florida.  
AN ORDINANCE OF THE VILLAGE COUNCIL OF THE VILLAGE OF GOLF, FLORIDA, LEVYING AND IMPOSING UPON ALL INSURERS, NOW OR HEREAFTER ENGAGING IN OR CARRYING ON THE BUSINESS OF INSURING WITH RESPECT TO PROPERTY INSURANCE, AN EXCISE OR LICENSE TAX PURSUANT TO CHAPTER 175, FLORIDA STATUTES, OF 1.85% OF THE GROSS AMOUNT OF RECEIPTS OF ALL PREMIUMS COLLECTED FROM PROPERTY INSURANCE POLICIES INSURING PROPERTY WITHIN THE CORPORATE LIMITS OF THE VILLAGE OF GOLF AND PROVIDING WHEN SAID TAX SHALL BE DUE AND PAYABLE.  
All interested parties are invited to appear at the meeting as it may be continued from time to time, and be heard with respect to the proposed ordinance.  
A copy of the proposed ordinance is on file at the Village Clerk's Office located at 21 Country Road, Village of Golf, FL 33436, for inspection by the public from 8:00 a.m. - 4:00 p.m., Monday through Friday.  
"If a person decides to appeal any decision made by the Village Council with respect to any matter considered at subject meeting, he will need a record of the proceedings and for such purpose, he 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."  
VILLAGE OF GOLF  
PUB: The Palm Beach Post  
January 13, 2006

**Carrie Parker Hill**

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**From:** "Shoemaker, Trish" <Trish.Shoemaker@dms.myflorida.com>  
**To:** <chill58@bellsouth.net>  
**Cc:** "Bob Klausner" <bob@robertdklausner.com>; <adam@robertdklausner.com>  
**Sent:** Wednesday, November 30, 2005 3:17 PM  
**Subject:** Premium Taxes (Chapter 175)

Dear Ms. Hill:

This is to confirm that the passage of the levying ordinance imposing the tax pursuant to Chapter 175, will not have the effect of increasing the premiums for your citizens, nor will it increase the amount of taxes that the insurance companies pay.

Section 175.141 provides the insurance companies with a "credit" against their statewide excise tax. So that when your city passes the levying ordinance it is not an additional tax, but it places a reporting requirement on the insurance company. The insurance companies must report to the State any premiums for policies sold covering property within your corporate limits.

The insurance companies pay the tax whether your city participates under Chapter 175 or not. Again, it is not an additional tax, nor does it have the effect of increasing your citizens' insurance premiums.

Please let me know if you have further questions.

Sincerely,

Patricia F. Shoemaker  
Benefits Administrator  
Municipal Police Officers' and  
Firefighters' Retirement Funds  
(850) 922-0667

11/30/2005