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3 **RESOLUTION NO. 2013-06**  
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5 RESOLUTION OF THE VILLAGE  
6 COMMISSION OF THE VILLAGE OF  
7 BISCAYNE PARK URGING MEMBERS OF THE  
8 FLORIDA LEGISLATURE TO SUPPORT AND  
9 OPPOSE CERTAIN ISSUES DURING THE 2013  
10 LEGISLATIVE SESSION; PROVIDING FOR  
11 SEVERABILITY; PROVIDING FOR AN  
12 EFFECTIVE DATE  
13

14 WHEREAS, a majority of Florida's municipalities are challenged to meet the  
15 increasing infrastructure, affordable housing, transportation, service demands and water quality  
16 needs of their citizens; and  
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18 WHEREAS, Florida municipalities are dependent on other governmental entities for  
19 financial stability; and, municipal self-determination and local self-determination are often  
20 under challenge from a variety of public and private interests; and  
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22 WHEREAS, the role and function of municipal government is continually evolving in  
23 part due to new demands from its citizens and businesses; and  
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25 WHEREAS, the Florida League of Cities is a champion of municipal home rule and  
26 local self-government in Florida, to ensure that government stays close to the people that it  
27 serves; and  
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29 WHEREAS, in pursuit of its mission and in concert with 410 member municipalities,  
30 the Florida League of Cities each year compiles a list of legislative priorities, starting with  
31 general opposition to unfunded mandates;<sup>1</sup>  
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33 WHEREAS, the Commission of the Village of Biscayne Park supports the legislative  
34 priorities promulgated by the Florida League of Cities for the 2013 legislative as summarized  
35 below.  
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37 NOW, THEREFORE, BE IT RESOLVED BY THE VILLAGE COMMISSION OF  
38 THE VILLAGE OF BISCAYNE PARK, FLORIDA, THAT:  
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40 **Section 1:** The Commission urges members of the Florida Legislature to act on the  
41 following issues during the current legislative session:  
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- 43 a) **SUPPORT** budgetary allocations to fully fund,  
44 i. Florida Department of State, Division of Historic Resources, 2014  
45 Small Matching Grant Program;  
46 ii. Florida Department of State, Division of Historic Resources, 2015  
47 Special Category Grants-In-Aid-Program; and,

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<sup>1</sup> An unfunded mandate is defined as "when one government forces another level of government to take some action that spends or reduces revenue, without providing any resources to offset the impact."

1                   iii. Florida Department of Agriculture & Consumer Services, Urban and  
2                   Community Forestry ongoing Grants Program.

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4                   b) Recognizing that 89% of all businesses in Florida have 12 or fewer  
5 employees, SUPPORT legislation that dedicates to small businesses state economic  
6 development resources emphasizing technical assistance, access to capital, public  
7 infrastructure and urban infill.

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9                   c) OPPOSE legislation that restricts or eliminates municipal revenues  
10 generated under the communication services tax and the local business tax.

11  
12                  d) Recognizing that diminished water quality and quantity affect existing  
13 business, future economic development, local and state government budgets, and the  
14 public health and safety, SUPPORT legislation that protects local municipal authority  
15 to adopt and implement fertilizer ordinances; to cooperatively fund expanded waste-  
16 water, stormwater, potable water and surface water infrastructure; to establish  
17 stormwater utilities and charge assessments and fees to the users of such systems,  
18 including state agencies and school boards (statutory clarification). Further, SUPPORT  
19 legislation that establishes environmental, technical and scientific criteria for the  
20 protection and recovery of water resources and also assists municipalities in economic  
21 development efforts.

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23                  e) SUPPORT legislation directing \$300 million from the landmark national  
24 foreclosure settlement agreement to be used for existing local government affordable  
25 housing initiatives to meet the housing needs of the local communities.

26  
27                  f) SUPPORT legislation that establishes a comprehensive statewide policy  
28 on sustainable energy development and conservation, and that incentivizes the  
29 development and implementation of renewable and alternative energy sources; and  
30 SUPPORT legislation that authorizes the use of \$192 million in Qualified Energy  
31 Conservation Bonds allocated to the State of Florida for local government energy  
32 efficiency projects.

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34                  g) SUPPORT legislation that defines and establishes minimum regulatory  
35 standards for sober home facilities and allows for more stringent local regulations of  
36 these facilities.

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38                  h) SUPPORT legislation that preserves local control of transportation  
39 planning and provides opportunities for additional revenue options to fund municipal  
40 transportation infrastructure projects.

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42                  i) SUPPORT legislation that maintains the home rule authority of  
43 municipalities to more strictly regulate outdoor advertising; and SUPPORT legislation  
44 that maintains the Federal Highway Beautification Act, as enhanced by the Florida  
45 Legislature in 1985, as the baseline standard for regulating off-premises outdoor  
46 advertising.

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48                  j) SUPPORT legislation and the efforts of the attorney general and law  
49 enforcement to ban the manufacture, possession, distribution, purchase and sale of

1 synthetic drugs, including without limitation, herbal incense, bath salts, synthetic  
2 marijuana and/or any cannabinoids in Florida; and SUPPORT funding for drug abuse  
3 education.

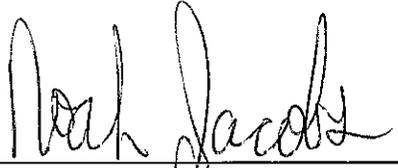
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5 **Section 2:** The Clerk of the Village is directed to transmit this resolution to the Senate  
6 President, Speaker of the House, the Miami-Dade County Legislative Delegation and the  
7 Florida League of Cities.

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9 **Section 3:** Village administration and elected officials shall advocate for the issues  
10 identified in Section 1 above.

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12 **Section 4:** Should any section, paragraph, sentence, phrase, clause or other part of any  
13 provision of this Resolution be declared by a court of competent jurisdiction to be invalid,  
14 unlawful, or unconstitutional, the same shall not affect the validity of this Resolution as a  
15 whole or any part thereof and to that extent, the terms of this Resolution are hereby declared to  
16 be severable.

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18 **Section 5:** This Resolution shall be effective immediately upon adoption by majority  
19 vote of the Commission of the Village of Biscayne Park, Florida.

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22 PASSED AND ADOPTED this 5<sup>th</sup> day of March, 2013.

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28 Noah Jacobs, Mayor

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30 Attest:

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34 \_\_\_\_\_  
35 Maria C. Camara, Village Clerk

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37 Approved as to form:

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42 \_\_\_\_\_  
43 Village Attorney

**The foregoing resolution upon being  
put to a vote, the vote was as follows:**

Mayor Jacobs: Yes  
Vice Mayor Cooper: Yes  
Commissioner Anderson: Yes  
Commissioner Ross: Yes  
Commissioner Watts: Yes