

RESOLUTION #2007-1

A RESOLUTION OF THE MAYOR AND VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA URGING MEMBERS OF THE FLORIDA LEGISLATURE TO ADDRESS AND SUPPORT VARIOUS MUNICIPAL ISSUES DURING THE 2007 LEGISLATIVE SESSION; AUTHORIZING THE VILLAGE CLERK TO TRANSMIT THIS RESOLUTION TO THE APPROPRIATE PARTIES; PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, municipal self-determination and local self-government are constantly under attack from a variety of public and private interests; and

WHEREAS, numerous counties have recently proposed revisions to their charters that would adversely impact the Home-Rule powers of municipalities within those counties; and

WHEREAS, a majority of Florida's municipalities have experienced negative impacts to infrastructure, housing stock and employment base from a series of natural disasters; higher than expected increases in the cost of building products; double-digit increases in the cost of property insurance; and inequities in the existing property tax system; and

WHEREAS, Florida's continuing population increase has presented a challenge to cities struggling to meet the infrastructure needs required to accommodate new growth and development without an infrastructure revenue source dedicated to municipalities; and

WHEREAS, various proposed revisions to the property tax system would have substantial adverse impacts for all municipalities in Florida should they be adopted; and

WHEREAS, Florida's municipalities are dependent on other governmental entities for financial stability and under the current system the state, counties, and school districts, control all funding sources authorized for implementing capital improvements and complying with concurrency requirements; and

WHEREAS, Governor Charlie Crist and Florida's House and Senate leaders have an opportunity to address the unique concerns of municipalities during the upcoming 2007 legislative session;

NOW THEREFORE IT IS HEREBY RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA, AS FOLLOWS:

Section 1. The foregoing "WHEREAS" clauses are hereby ratified as true and correct and incorporated herein by this reference.

Section 2. That the Village of Biscayne Park urges Governor Charlie Crist and members of the Florida Legislature to support legislation during the 2007 legislative session that:

1. Restores and maintains municipal Home-Rule authority for municipalities located within charter counties;
2. Supports a tax structure that is fair and equitable, and is competitively neutral and allows municipalities the flexibility to provide adequate services in their communities;
3. Preserves the dedicated documentary stamp fees as a funding source for the State and Local Government Housing Trust Fund (Sadowski Trust Fund), eliminates the cap placed on fund distribution, and prohibits any of these trust fund dollars from being diverted to the General Revenue Fund;
4. Provides a comprehensive and uniform workers' compensation system for all municipal employees, regardless of employee classification, at a reasonable cost to employers;
5. Provides a dedicated and recurring source of revenue, including municipal local-option fuel taxes, rental car surcharges, or other taxes or fees, for municipalities to fund transportation projects such as TRIP, urban arterial and other projects. Furthermore, the existing distribution formula for local option transportation taxes imposed by a county should be revised to allow for a more equitable distribution to municipalities and provides for indexing of local option fuel taxes;
6. Requires legislative authorization prior to the Florida Department of Transportation removing or delaying any project that is contained in the FDOT Five Year Work Plan;
7. Preserves municipal authority to franchise cable and video services.

Section 3. The Village Clerk is hereby authorized to provide a copy of this Resolution to Governor Charlie Crist, Senate President Ken Pruitt, House of Representatives Speaker Marco Rubio and members of the Florida Legislature.

Section 4. This Resolution shall require two (2) signatories for the transfer of funds and updating account information for the State Board of Administration Investment Account.

Section 5. This Resolution shall take effect immediately upon its adoption.

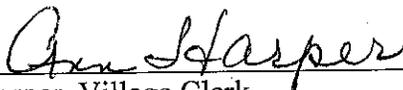
PASSED AND ADOPTED this ___ 9th ___ day of ___ January ___, 2007

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



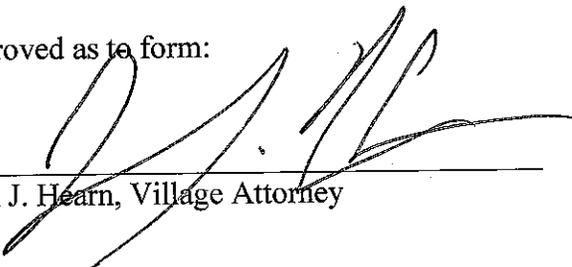
John Hornbuckle, Mayor

Attest:



Ann Harper, Village Clerk

Approved as to form:



John J. Hearn, Village Attorney

Mayor Hornbuckle ___yes___
Vice-Mayor Mallette ___yes___
Commissioner Anderson ___yes___
Commission Morris ___yes___
Commissioner Walker ___yes___