

RESOLUTION 2-2008

A RESOLUTION OF THE TOWN OF MALABAR, URGING MEMBERS OF THE FLORIDA LEGISLATURE TO SUPPORT THE FOLLOWING ISSUES DURING THE 2008 LEGISLATIVE SESSION.

WHEREAS, as Florida's population continues to increase, cities are challenged to meet the service demands and infrastructure needs to account for new growth; and

WHEREAS, a majority of Florida's municipalities are challenged to meet the increasing infrastructure, affordable housing, transportation, and water quality needs of their citizens; and

WHEREAS, the state has imposed greater accountability in comprehensive planning and fiscal feasibility standards on municipalities; and

WHEREAS, Florida's municipalities are dependent on other governmental entities for financial stability and presently the state, counties, and school districts, control every funding source that has been authorized for implementing growth management capital improvements and complying with concurrency requirements; and

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

WHEREAS, the role and function of municipal government is constantly evolving from new demands from its citizens and businesses.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN OF MALABAR:

Section 1. That the Town of Malabar urges Governor Charlie Crist and members of the Florida Legislature to support legislation that:

- Reauthorizes the affordable housing trust funds, preserves the documentary stamp fee as the trust funds' funding source and removes the legislative cap on fund distribution;
- Enhances public notice of and participation in state environmental permitting processes;
- Fully funds state growth management mandates and provides municipalities with state and local option revenue sources to meet financial feasibility requirements and infrastructure demands;
- Allows municipalities and counties to reclassify businesses, professions, and occupations and establish new rate structures for local business taxes on a periodic basis;
- Enhances municipal control over municipal employee pension plan management and funding;
- Preserves and protects property rights of mobile home owners, when mobile home parks are rezoned, but not in a manner that requires removal costs to be the responsibility of local governments;

- Broadens municipal home rule and other authority to issue tax-increment financed bonds and other forms of indebtedness without approval by referendum;
- Provides an equitable, dedicated and recurring revenue source for municipal transportation projects and opposes legislation that transfers or diverts state transportation trust fund revenues to balance the state budget;
- Prohibits the Florida Department of Transportation from eliminating, deferring, or delaying capacity improvement projects contained in the 5-year Work Plan when it negatively impacts the comprehensive plan of the local government;
- Authorizes the use of electronic traffic infraction detectors at traffic intersections; and
- Maintains or increases funding of the state Water Protection and Sustainability Trust Fund.

Section 2. That a copy of this resolution shall be provided to Governor Charlie Crist, Senate President Ken Pruitt, House Speaker Marco Rubio and members of the Florida Legislature.

Section 3. This Resolution shall take effect immediately upon its adoption.

This Resolution was moved for adoption by Council Member Borton. This motion was seconded by Council Member McClelland and, upon being put to vote, the vote was as follows:

Council Member Nancy Borton	<u>Aye</u>
Council Member Brian Vail	<u>Aye</u>
Council Member Charles (Chuck) McClelland	<u>Aye</u>
Council Member Jeffrey (Jeff) McKnight	<u>Aye</u>
Council Member Patricia D. Dezman	<u>Not Present</u>

This Resolution was then declared to be duly passed and adopted this 28th day of January, 2008.

By: _____
 Mayor Thomas M. Eschenberg
 Town of Malabar

Approved as to form and content:

 Karl W. Bohne, Jr., Town Attorney

ATTEST:

 Debby K. Franklin
 Town Clerk/Treasurer

(seal)