

RESOLUTION NO. 63

WHEREAS, the City of Parker City Council has endeavored to comply with State-mandated directives and programs, and

WHEREAS, The City Council has found it exceedingly difficult to comply with such directives and regulations due to funding problems or lack of revenue, because of State restrictions such as:

- (1) Ad Valorum taxes limited to ten mills
- (2) Limited to ten percent utility tax
- (3) Occupational License tax rates are frozen at 1971 levels

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Parker, Florida, that we fully support Senate Bill 231; in that all State Mandated Programs or Directives will provide funding provisions or mechanism and/or be rejected by local government due to lack of funds as provided in SB-231.

APPROVED AND ADOPTED this 16th day of May, 1978, by the City Council, City of Parker, Florida.

CITY COUNCIL  
CITY OF PARKER

Earl Gilbert  
Earl Gilbert, Mayor

Edward C. Pogue  
Edward C. Pogue, Mayor pro tem

John M. Forehand  
John M. Forehand, Councilman

Alpharetta K. Holbrook  
Alpharetta K. Holbrook, Councilwoman

Wilson L. McKinnon  
Wilson L. McKinnon, Councilman

ATTEST:

Joyce Robertson  
Joyce Robertson, City Clerk



# CITY OF PARKER

EARL GILBERT  
MAYOR

POST OFFICE BOX 10745

PARKER, FLORIDA 32401

~~JOHN H. FOREHAND~~  
~~COUNCILMAN~~

ALPHORETTA K. HOLBROOK  
COUNCILWOMAN

EDWARD C. POGUE  
COUNCILMAN

May 18, 1978

Wilson L. McKinnon  
Councilman  
John M. Forehand  
Councilman

Honorable James A. Glisson  
P. O. Box 296  
Tavares, Florida 32778

Dear Sir:

In accordance with our City Council meeting May 16, 1978, we unanimously voted in support of your SB-231.

We are pleased to forward copy of our Resolution No. 63 in support of your bill. Thank you for your interest and support in the "Home Rule" concept.

Sincerely yours,

A handwritten signature in cursive script, appearing to read "Earl Gilbert".

Earl Gilbert, Mayor

enclosure



THE FLORIDA SENATE

SENATOR JIM GLISSON  
11th District

District 11 Address:  
Post Office Box 296  
Tavares, Florida 32778  
904/343-5827

COMMITTEES:  
Executive Business  
Finance, Tax and Claims  
Health and Rehabilitative Service

Dear City Official,

State-mandated programs, those programs which are adopted at state level but are administered and funded at local levels, increasingly, are irritating to state/local relations. While, most people must agree that many of these services provide essential community needs, they are, nonetheless, substituting state priorities for local priorities; a situation which must be altered if true "home rule" is to become reality.

The problem of state-mandates is squarely addressed by Senate Bill 231, prefiled for the 1978 Legislative Session. The Bill would require the state legislature to include a funding mechanism with any legislation which directs municipalities or counties to administer programs and services that would impose a burden upon their budgets. Otherwise, the local governments could reject implementation of any non-funded mandates, according to the bill.

Senate Bill 231 has already received the endorsements of the Florida League of Cities, the State Association of County Commissioners and many individual city and county groups. And, on the federal level, the U.S. Advisory Commission on Intergovernmental Relations has firmly supported this concept, calling it "one of the most significant issues facing local governments today."

I am informing you of this Bill and its intent because a Bill of this nature must draw support, strong support, from the local

LEW BRANTLEY  
President

SHERMAN S. WINN  
President Pro Tempore

JOE BROWN  
Secretary

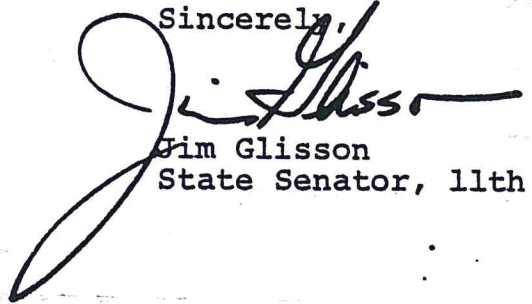
JOHN D. MELTON  
Sergeant at Arms



levels. If Senate Bill 231 is to survive the expected onslaught of opposition, it is important that each local government entity endorse this proposed law. Your position on this issue must be made clear.

Please give stern consideration to this matter. I will deeply appreciate your help. Your support could mean a return to local control and an end to ever-increasing big government.

Sincerely,



Jim Glisson  
State Senator, 11th

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Some Points to Consider:

\*Over the past ten years the cost of local government has clearly doubled because of the increased financial responsibility imposed by the state-mandated programs.

\*Local government is presently restricted by the state as to methods with which they can generate new revenue. (Ad valorem taxes are limited to ten mills; municipalities are limited to a 10 percent utility tax and, occupational license tax rates are frozen at their 1971 levels.)

\*Cities and counties need to have a greater input into how much money is spent at the local levels, in order to operate within a realistic budget projection.

1           Section 1. Any law enacted by the legislature after  
2 July 1, 1978, which requires a municipality or county to per-  
3 form an activity or provide a service or facility which will  
4 require the expenditure of additional funds must provide a  
5 means to finance the activity, service or facility. The means  
6 of financing such activity, service or facility may be through  
7 remission of additional funds of the state to said municipality  
8 or county, through specific authority granted the municipality  
9 or county to levy a special tax therefor, or as otherwise pro-  
10 vided by such law. If financing is provided by remission of  
11 additional funds by the state, or as otherwise provided by such  
12 law, such remission or other method of financing shall bear a  
13 reasonable relationship to the actual costs of performing the  
14 activity or providing the service or facility, and shall not  
15 reduce, supplant or adversely affect other state revenues  
16 shared with or granted to municipalities or counties. The  
17 municipality or county may refuse to comply with, administer,  
18 or enforce any law which does not comply with the requirements  
19 of this section. No subsequent legislation shall be deemed to  
20 supersede or modify any provision of this act, whether by impli-  
21 cation or otherwise, except to the extent that such legislation  
22 shall do so expressly; reasons for legislative noncompliance  
23 with this section shall be stated with particularity.

24           Section 2. This act shall not apply to any law under  
25 which the required expenditure of additional local funds is  
26 incidental to the main purpose of the law.

27           Section 3. This act shall take effect upon becoming a  
28 law.



A bill to be entitled

An act relating to the financing of new local government duties; providing that any law requiring municipalities or counties to administer any program or provide any service or facility include a method of financing such program or service; providing an exception to certain legislation; providing an effective date.

WHEREAS, Article VIII of the Constitution of this state grants to local governments broad home rule powers of local self-government, and

WHEREAS, the viability of local government is dependent on a fiscally responsible state government, and

WHEREAS, each year the legislature mandates programs that require local governments to either participate in new governmental programs or increase their participation in already existing programs, and

WHEREAS, state mandated programs force local governments to incur added costs which fiscally strain local sources of revenue which are often not flexible enough to absorb the burden, and

WHEREAS, state mandated programs, by substituting state priorities for local priorities, violate the spirit and intent of the home rule philosophy embodied in the Constitution and laws of the State of Florida, NOW, THEREFORE,

Be It Enacted by the Legislature of the State of Florida: