

RESOLUTION NO. 2011-295

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PARKER, FLORIDA OPPOSING HOUSE BILL 4025; PROMOTING THE MUNICIPAL HOME RULE AUTHORITY GRANTED BY THE FLORIDA CONSTITUTION AND FLORIDA STATUTES; URGING THE FLORIDA LEGISLATURE TO REJECT HOUSE BILL 4025; DIRECTING THE CITY CLERK TO TRANSMIT A COPY OF THIS RESOLUTION TO THE GOVERNOR, THE BAY COUNTY LEAGUE OF CITIES, THE FLORIDA LEAGUE OF CITIES AND THE BAY COUNTY BOARD OF COUNTY COMMISSIONERS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, on August 30, 2011 Representative O'Toole filed House Bill 4025 (hereinafter referred to as "HB4025"), pertaining to local business taxes; and

WHEREAS, the expressed purpose of HB4025 is "repealing Ch. 205, F.S., which established the Local Business Tax Act"; and

WHEREAS, HB4025 would eliminate all revenues received by the City from the Local Business Tax, and

WHEREAS, revenues received by the City from the Local Business Tax are a significant source of funding for the City, budgeted for fiscal year 2012 to be \$15,500.00 in local; and

WHEREAS, the Local Business Tax helps to offset the City's costs which are associated with economic development and an increased number of businesses in the City; and

WHEREAS, business development in the City specifically increases the need for law enforcement services and personnel; and

WHEREAS, businesses in the City create traffic which increase the need for traffic control and enforcement on the City's streets; and

WHEREAS, businesses also bring additional people into the City which may result in crime or other conflicts that warrant the need for additional law enforcement resources; and

WHEREAS, the City Council supports the State-authorized Local Business Tax and urges the Legislature to retain the Local Business Tax in some form; and

WHEREAS, the City Council further determines that HB4025 is a threat to the home rule powers granted to municipalities by Article VIII of the Florida Constitution and Chapter 166, Florida Statutes, and the Local Business Tax should be retained in some form to allow for a local determination; and

WHEREAS, the City Council deems it to be in the best interests of the citizens and residents of the City to oppose HB4025, repealing Chapter 205, Florida Statutes, also known as the "Local Business Tax Act".

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PARKER, FLORIDA THAT:

Section 1. The foregoing "WHEREAS" clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this Resolution.

Section 2. The City Council of the City of Parker, Florida hereby opposes HB4025, repealing Chapter 205, Florida Statutes, also known as the "Local Business Tax Act", and urges all municipalities in

Bay County to join in this opposition. The City Council hereby further urges the Florida Legislature to reject HB4025.

Section 3. The City Clerk is hereby directed to provide a certified copy of this Resolution to the Governor of the State of Florida, the Bay County Legislative Delegation and other members of the Florida Legislature, the Bay County League of Cities, and the Board of County Commissioners for Bay County.

Section 4. All resolutions inconsistent or in conflict herewith shall be and are hereby repealed insofar as there is conflict or inconsistency.

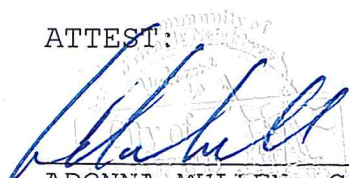
Section 5. If any section, sentence, clause, or phrase of this resolution is held to be invalid or unconstitutional by any court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portions of this resolution.

Section 6. This resolution shall become effective immediately upon its passage and adoption by the City Council.

PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF PARKER, FLORIDA, THIS 15 DAY OF November, 2011.

CITY OF PARKER, FLORIDA

ATTEST:


ADONNA MULLEN, CITY CLERK

By: 
MAYOR TONYA BARROW