

CITY OF MARGATE, FLORIDA

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION OF THE CITY OF MARGATE, FLORIDA, URGING ALL MEMBERS OF THE FLORIDA LEGISLATURE TO OPPOSE HOUSE BILL 17 AND SENATE BILL 1158 WHICH PREEMPTS LOCAL BUSINESS REGULATIONS; PROHIBITS LOCAL GOVERNMENT FROM IMPOSING OR ADOPTING ANY NEW REGULATIONS ON BUSINESSES UNLESS EXPRESSLY AUTHORIZED BY THE LEGISLATURE; DIRECTING THE CITY TO TRANSMIT A CERTIFIED COPY OF THIS RESOLUTION TO THE BROWARD COUNTY LEAGUE OF CITIES, THE FLORIDA LEAGUE OF CITIES, THE BROWARD COUNTY LEGISLATIVE DELEGATION, AND ANY OTHER INTERESTED PARTIES; AND PROVIDING FOR AN EFFECTIVE DATE.

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**WHEREAS**, cities are voluntarily created and chartered by their citizens as the embodiment of local self-determination; and

**WHEREAS**, in 1968, Florida voters amended the state constitution to confer broad "Home Rule" powers to municipal government, under Article VIII, Section 2(b); and

**WHEREAS**, municipality's ability to timely act on local problems and opportunities will be limited by HB 17 and SB 1158 to a State Legislature that holds session only once a year, and whose ability to address local problems will be contingent on the relative effectiveness of its representative in the State Legislature; and

**WHEREAS**, HB 17 and SB 1158 contradicts the will of the people of Florida, who expressed an unequivocal desire for broad Home Rule powers in their state constitution; and

**WHEREAS**, HB 17 and SB 1158 undercut the intent of municipal citizens, who voted to incorporate their communities and exercise the broad Home Rule powers granted by the Florida Constitution to govern themselves and, thereby, effectively address the unique concerns of their communities; and

**WHEREAS**, HB 17 and SB 1158 could impair municipal charter provisions specifically adopted and approved by local voters to define their preferred form of self-government and safeguard issues of perennial importance to their communities; and

**WHEREAS**, the City Commission believes the opposition of HB 17 and SB 1158 would be in the best interest of the residents and businesses of the City of Margate and the State of Florida.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY MARGATE, FLORIDA:

**SECTION 1:** The foregoing "**WHEREAS**" clauses are ratified and confirmed as being true and correct and are incorporated herein by this reference.

**SECTION 2:** The City Commission of the City of Margate urges all members of the Florida Legislature to oppose the adoption of HB17 and SB 1158.

**SECTION 3:** The City Commission further directs the City Clerk to transmit a copy of this Resolution to the Broward County League of Cities, the Florida League of Cities, the Broward County Legislative Delegation, and any other interested parties.

**SECTION 5:** If any section, sentence, clause or phrase of this Resolution is held to be invalid or unconstitutional by any court of contempt 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.

PASSED, ADOPTED AND APPROVED THIS \_\_\_\_\_ day of \_\_\_\_\_, 2017.

ATTEST:

\_\_\_\_\_  
JOSEPH J. KAVANAGH  
CITY CLERK

\_\_\_\_\_  
MAYOR TOMMY RUZZANO

RECORD OF VOTE

Caggiano	_____
Simone	_____
Peerman	_____
Schwartz	_____
Ruzzano	_____