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RESOLUTION NO. 09-25

A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL EXPRESSING STRONG CONCERNS REGARDING SB 630 AND SIMILAR LEGISLATION THAT WOULD IMPOSE A MORATORIUM ON THE COLLECTION OF IMPACT FEES BY LOCAL GOVERNMENTS; URGING THE FLORIDA LEGISLATURE NOT TO PASS SUCH LEGISLATION; PROVIDING FOR THE DISTRIBUTION OF THIS RESOLUTION TO THE VILLAGE'S LOBBYISTS, THE STATE LEGISLATURE, THE MUNICIPAL LEAGUE OF CITIES, MIAMI-DADE COUNTY, AND OUR SISTER CITIES; PROVIDING AN EFFECTIVE DATE. [Sponsored by Mayor Eugene P. Flinn, Jr.].

WHEREAS, Florida Senate Bill 630, hereinafter "SB 630", has been filed for consideration during the 2009 state legislative by Senator Mike Bennett (R-Bradenton); and,

WHEREAS, SB 630 would impose a three-year moratorium on the imposition and collection of impact fees for any purpose by a county or municipality from October 1, 2009 through September 30, 2012; and,

WHEREAS, Miami-Dade County currently collects impact fees for roads, fire and emergency services, water and sewer, police services, parks and schools; and,

WHEREAS, road and school impact fees are countywide in nature, and individual municipalities also collect various other impact fees within their cities; and,

WHEREAS, impact fees ensure that new development bears its proportionate share of the capital cost of new infrastructure and services necessary to support the new development; and,

WHEREAS, SB 630 or similar legislation would have a substantial fiscal impact on Miami-Dade County, including more than \$20 million for road impact fees alone; and,

WHEREAS, passage of SB 630 or similar legislation would mean that fewer funds are available for new infrastructure projects, with corresponding losses in potential jobs; and,

WHEREAS, passage of SB 630 or similar legislation also could have the effect of stopping infrastructure projects already planned or being constructed, with further corresponding job losses; and,

WHEREAS, a moratorium on impact fees for infrastructure improvement would create a concurrency deficiencies and therefore have the unintended consequence of impeding development; and,

WHEREAS, studies have shown that reducing government spending by reducing fees and taxes does not stimulate the economy and that the opposite is actually true; spending government funds on needed infrastructure projects acts to stimulate the economy; and,

1 **WHEREAS**, passage of SB 630 or similar legislation would result in reduced infrastructure
2 projects and a loss of construction jobs at a time when stimulus package are being proposed at the
3 federal, state and local levels to increase infrastructure funding and associated jobs.
4

5 **NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND VILLAGE**
6 **COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, AS FOLLOWS:**
7

8 **Section 1.** Expresses strong concerns regarding Florida Senate Bill 630 (SB 630) and
9 similar legislation that would impose a three-year or other moratorium on the collection of impact
10 fees by local governments and urges the legislature not to pass such legislation.
11

12 **Section 2.** Directs the clerk of the Board to transmit a certified copy of this resolution
13 to the Governor, Senate President, House Speaker, the Chair and Members of the Miami-Dade
14 County State Legislative Delegation, Senator Mike Bennett, the Presiding Officer and Members of
15 the municipalities in Miami-Dade County and the Executive Director of the Miami-League of Cities.
16

17 **Section 3.** Directs the County's state lobbyists, and state legislators to oppose the
18 legislation set forth in Section 1 above, and authorizes and directs that the 2009 State Legislative
19 Package be amended to include this item.
20

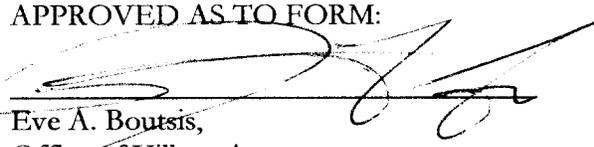
21 PASSED and ADOPTED this 2nd day of March, 2009.
22

23
24 Attest:


25 Meighan Rader
26 Village Clerk
27


28 Eugene P. Flinn, Jr.
29 Mayor
30

31 APPROVED AS TO FORM:
32


33 Eve A. Boutsis,
34 Office of Village Attorney
35

36 FINAL VOTE AT ADOPTION:
37

38 Council Member Ed Feller	<u>YES</u>
39 Council Member Howard Tendrich	<u>YES</u>
40 Council Member Shelley Stanczyk	<u>YES</u>
41 Vice-Mayor Brian W. Pariser	<u>YES</u>
42 Mayor Eugene P. Flinn, Jr.	<u>YES</u>