

RESOLUTION NO. 2017-R-46

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, OPPOSING SENATE BILL 330 (SB 330) AND ANY SIMILAR OR SUBSTITUTE LEGISLATION LIMITING THE GOVERNING BODIES OF COUNTIES AND MUNICIPALITIES TO IMPOSE THE LOCAL BUSINESS TAX FEE TO \$ 25.00. ALSO PROHIBITING CITIES AND COUNTIES FROM LEVYING LOCAL BUSINESS TAX IF THE TAX WAS NOT ADOPTED BY JANUARY 1, 2017. THE BILL FURTHER CREATES NEW EXEMPTIONS, AS OF JULY 1, 2016, FROM THE LOCAL BUSINESS TAX FOR VETERANS, A SURVIVING SPOUSE OF A VETERAN, THE SPOUSE OF ACTIVE DUTY MILITARY, AN INDIVIDUAL WHO IS RECEIVING PUBLIC ASSISTANCE OR AN INDIVIDUAL WHOSE HOUSEHOLD INCOME IS LESS THAN 130 PERCENT OF THE FEDERAL POVERTY LEVEL.

WHEREAS, Senate Bill 330 (SB 330) by Senator Stuebe was filed on 1/10/17. The bill proposes restrictions and limitations on local governments with regards to local business taxes. HB 487 by Rep. Renner has filed similar legislation in the Florida House; and

WHEREAS, Senate Bill 330 seeks to significantly restrict the City's ability to levy new business tax receipts, and to limit the amount of each business tax receipt to \$25.00 per taxpayer; and

WHEREAS, Senate Bill 330 is inconsistent with the concept of home rule in that each municipality determines levels of service to support businesses, as well as the appropriate level of local taxes utilized to provide the services; and

WHEREAS, Senate Bill 330, and any similar or substitute legislation, would have far-reaching negative impacts upon local governments throughout the State and would severely limit their ability to tailor local laws to their community needs, would sunset current laws, and would prevent the enactment of new laws that address, among other things, fair wages, human rights, environmental protections, and neighborhood quality-of-life; and

WHEREAS, the Mayor and City Commission strongly oppose Senate Bill 330 and any similar or substitute legislation that would preempt the local regulation of businesses, professions,

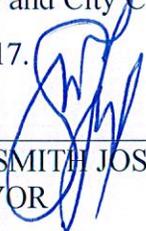
WHEREAS, the Mayor and City Commission strongly oppose Senate Bill 330 and any similar or substitute legislation that would preempt the local regulation of businesses, professions, and occupations to the State of Florida, sunset existing local regulations, or that would limit local governments in modifying or imposing additional regulations.

NOW THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA:

Section 1. Mayor and City Council Recommendation. The Mayor and City Council hereby oppose Senate Bill 330 and any similar or substitute legislation that would preempt the local regulation of businesses, professions, and occupations to the State by prohibiting local governments from imposing or adopting certain rules, regulations, licenses, permits, or requirements, and any associated fees; that would sunset existing local regulations; or that would limit local governments in modifying or imposing additional regulations on businesses, professions, and occupations.

Section 2. Effective Date. This Resolution shall become effective immediately upon adoption.

PASSED AND ADOPTED by a 5 - 0 vote of the Mayor and City Council of the City of North Miami, Florida, this 28th day of March, 2017.



DR. SMITH JOSEPH
MAYOR

ATTEST:



MICHAEL A. ETIENNE, ESQ.
CITY CLERK

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:



JEFF P. H. CAZEAU, ESQ.
CITY ATTORNEY

SPONSORED BY: COUNCILMAN DESULME

Moved by: Galvin

Seconded by: Joseph

Vote:

Mayor Smith Joseph, D.O., Pharm. D.
Vice Mayor Scott Galvin
Councilwoman Carol Keys, Esq.
Councilman Philippe Bien-Aime
Councilman Alix Desulme

<u>X</u>	(Yes)	_____	(No)
<u>X</u>	(Yes)	_____	(No)
<u>X</u>	(Yes)	_____	(No)
<u>X</u>	(Yes)	_____	(No)
<u>X</u>	(Yes)	_____	(No)