

RESOLUTION NO. 2017-

A RESOLUTION OF THE INDIAN RIVER COUNTY BOARD OF COUNTY COMMISSIONERS DIRECTING STAFF TO WORK WITH THE MEMBERS OF THE TREASURE COAST COUNCIL OF LOCAL GOVERNMENTS TO PROMOTE AND DEFEND HOME RULE AUTHORITY; AND DIRECTING CERTIFIED COPIES OF THIS RESOLUTION TO BE PROVIDED TO VARIOUS OFFICIALS.

WHEREAS, in 1968, Florida voters amended the Constitution of the State of Florida to confer broad powers to counties and municipalities; and

WHEREAS, Indian River County is a non-charter county that is authorized under the Constitution of the State of Florida and pursuant to Section 125.01, Florida Statutes, to pass local ordinances and exercise all powers not specifically prohibited by law, otherwise known as “Home Rule”; and

WHEREAS, local governments are instrumental in improving the quality of life of their citizens and use Home Rule authority to provide vital public services such as parks and recreation, water, sewer, streets and public rights-of-way, drainage and storm water management, and police and fire protection that are used and counted on by citizens, businesses and visitors every day; and

WHEREAS, Home Rule powers, both administrative and fiscal, allow local governments to develop and implement community-based solutions to local problems without state interference; and

WHEREAS, there were a significant number of legislative bills filed during the 2017 State of Florida legislative session that proposed to preempt the Home Rule authority of local governments thereby inhibiting the ability of local governments to respond to matters of local importance; and

WHEREAS, Indian River County anticipates future legislative attempts to curtail, restrict and/or preempt it from using its Home Rule authority; and

WHEREAS, it is imperative and critical that decisions and legislation regarding local government services be left to the form of government closest to the citizens; and

WHEREAS, Indian River County is a member of the Treasure Coast Council of Local Governments (“TCCLG”) which was established in 1987 and incorporated in 2003 as a voluntary council pursuant to Section 163.02, Florida Statutes, for the purpose of studying and addressing area governmental problems as the TCCLG deems appropriate; and

WHEREAS, Indian River County believes working together with the members of the TCCLG to support and promote its Home Rule authority is in the best interest of the County’s residents, businesses and visitors.

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NOW, THEREFORE, BE IT RESOLVED BY THE INDIAN RIVER COUNTY BOARD OF COUNTY COMMISSIONERS THAT:

Section 1. The above "WHEREAS: clauses are true and correct, and hereby adopted as findings of this Board.

Section 2. The Board of Commissioners direct staff to work with the members of the TCCLG to promote and defend the integrity of the Home Rule power of local governments.

Section 3. A certified copy of this resolution shall be provided to the TCCLG, Senator Mayfield and Representative Grall.

Section 4. This resolution shall take effect on adoption.

The foregoing resolution was moved for adoption by _____, and seconded by Commissioner _____, and, upon being put to a vote, the vote was as follows:

Chairman Joseph E. Flescher	_____
Vice-Chairman Peter D. O'Bryan	_____
Commissioner Susan Adams	_____
Commissioner Bob Solari	_____
Commissioner Tim Zorc	_____

The Chairman thereupon declared the resolution duly passed and adopted this _____ day of _____, 2017.

BOARD OF COUNTY COMMISSIONERS
INDIAN RIVER COUNTY, FLORIDA

By _____
Joseph E. Flescher, Chairman

ATTEST: Jeffrey R. Smith, Clerk
of Court and Comptroller

By: _____
Deputy Clerk

Approved as to form and legal sufficiency:

By: _____
Kate Pingolt Cotner
Assistant County Attorney