

**RESOLUTION 2001-05**

**A RESOLUTION OF THE TOWN OF CINCO BAYOU, FLORIDA SEEKING SPONSORSHIP FROM THE LOCAL LEGISLATIVE DELEGATION IN THE FLORIDA HOUSE AND SENATE TO INTRODUCE AMENDATORY LANGUAGE IN THE NEXT REGULAR SESSION WITHIN CHAPTER 212.055(2), FLORIDA STATUTES; PROVIDING FOR REVISION OF LANGUAGE WHEREBY LOCAL GOVERNMENTS MAY COLLECTIVELY IMPOSE A LOCAL SALES TAX WITHIN INCORPORATED AREAS SUBJECT TO A REFERENDUM VOTE BY THE PEOPLE THAT DOES NOT REQUIRE APPROVAL OF THE COUNTY COMMISSIONERS TO FUND CAPITAL IMPROVEMENT NEEDS; PROVIDING FOR A COPY OF THIS RESOLUTION TO BE PROVIDED TO THE FLORIDA LEGISLATIVE DELEGATION, ALL MUNICIPALITIES WITHIN OKALOOSA COUNTY AND THE OKALOOSA COUNTY LEAGUE OF CITIES; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS,** the Town of Cinco Bayou has more than \$400,000 deferred capital improvement needs accumulated during more than ten years of declining state revenue sharing funds; and

**WHEREAS,** all the municipalities in Okaloosa County have experienced state revenue sharing declines of varying degrees and have experienced deferred capital improvement needs also; and

**WHEREAS,** Section 212.055(2), F.S. provides for an optional sales surtax to assist local governments in meeting infrastructure needs of the people; and

**WHEREAS,** a sales tax distributes the cost of public infrastructure among residents and visitors in a fair and equitable manner; and

**WHEREAS,** all of the municipalities in Okaloosa County individually and collectively enacted resolutions to the Board of County Commissioners in June 2000 seeking a referendum in the election to adopt a 1% local government fund deferred infrastructure needs pursuant to Section 212.055(2), F.S.; and

**WHEREAS,** the Town of Cinco Bayou expressed support for the 1% sales tax for a term of no more than four years, and if the issue were to pass by the vote of the people, that the revenues raised would be divided between the County and municipalities recognizing both the deferred needs of the municipalities and the county-wide infrastructure that must be provided by the Board of County Commissioners; and

**WHEREAS,** the Okaloosa County League of Cities Executive Board expresses support for the 1% sales tax for a term of no more than four years; when the issue passes by the vote of the people within the municipalities the revenue raised would be divided among the municipalities on a per capita basis; and

**WHEREAS,** the County failed to authorize a referendum to allow voters the opportunity to decide whether or not a sales surtax should be imposed at the general election.

**NOW, THEREFORE, BE IT RESOLVED BY THE TOWN OF CINCO BAYOU, FLORIDA THAT:**

1. The Cinco Bayou Town Council seeks sponsorship from the local legislative delegation in the Florida House and Senate to revise language in Chapter 212.055(2), F.S. that would either eliminate County government from being the final approval authority to call a referendum in a sales tax referendum if the cities representing 51% of the population of the incorporated areas agree or provide some other type of legislative relief that allows local governments collectively to call for a referendum to allow voters to decide whether or not a sales tax issue should be passed to fund capital improvement needs without County Commissioners approval to hold the referendum to decide the issue. The money is to be collected within the incorporated areas and divided on a per capita basis within the cities.
2. A copy of this resolution be provided to the Florida legislative delegation, all municipalities within Okaloosa County and the Okaloosa County League of Cities.

ADOPTED THIS 11th DAY OF JANUARY 2001

APPROVED:

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Randall P. Drabczuk, Mayor

ATTEST:

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Nell Webb, Town Manager/Clerk