

TOWN OF DAVIE
TOWN COUNCIL AGENDA REPORT

TO: Mayor and Councilmembers

FROM/PHONE: Gary P. Shimun, Town Administrator/797-1034

PREPARED BY: Russell C. Muniz, Town Clerk, MBA, CMC

SUBJECT: Resolution

AFFECTED DISTRICT: Town-wide

ITEM REQUEST: **Schedule for Council Meeting**

TITLE OF AGENDA ITEM: A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, OPPOSING A PROPOSED LOCAL BILL CALLING FOR THE CREATION OF A TAXING DISTRICT CALLED THE BROWARD URBAN INDEPENDENT FIRE DISTRICT WHICH WOULD IMPLEMENT A SYSTEM ESTABLISHING ONE FEE STRUCTURE TO DELIVER FIRE AND EMERGENCY MEDICAL SERVICES TO PARTICIPATING MUNICIPALITIES; URGING ALL MUNICIPALITIES LOCATED IN BROWARD COUNTY TO OPPOSE THE PROPOSAL; DIRECTING THAT THIS RESOLUTION BE FORWARDED TO THE GOVERNOR, THE MEMBERS OF THE FLORIDA LEGISLATURE, THE BROWARD LEAGUE OF CITIES, ALL MUNICIPALITIES LOCATED IN BROWARD COUNTY, AND THE BROWARD COUNTY BOARD OF COUNTY COMMISSIONERS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

REPORT IN BRIEF: In October of 2007, a Local Bill was submitted providing for the creation of the Broward Urban Independent Fire District which would implement a system establishing one fee structure to deliver fire and emergency medical services to participating municipalities in Broward County. The Town currently operates its own Fire Rescue Department and opposes the imposition of an additional taxing district to service fire rescue demands throughout Broward County.

PREVIOUS ACTIONS: N/A

CONCURRENCES: N/A

FISCAL IMPACT: not applicable

Has request been budgeted? n/a

RECOMMENDATION(S): Motion to approve the resolution.

Attachment(s): Resolution, Draft of Local Bill

RESOLUTION _____

A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, OPPOSING A PROPOSED LOCAL BILL CALLING FOR THE CREATION OF A TAXING DISTRICT CALLED THE BROWARD URBAN INDEPENDENT FIRE DISTRICT WHICH WOULD IMPLEMENT A SYSTEM ESTABLISHING ONE FEE STRUCTURE TO DELIVER FIRE AND EMERGENCY MEDICAL SERVICES TO PARTICIPATING MUNICIPALITIES; URGING ALL MUNICIPALITIES LOCATED IN BROWARD COUNTY TO OPPOSE THE PROPOSAL; DIRECTING THAT THIS RESOLUTION BE FORWARDED TO THE GOVERNOR, THE MEMBERS OF THE FLORIDA LEGISLATURE, THE BROWARD LEAGUE OF CITIES, ALL MUNICIPALITIES LOCATED IN BROWARD COUNTY, AND THE BROWARD COUNTY BOARD OF COUNTY COMMISSIONERS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, on or about October 18, 2007 a Local Bill was submitted providing for the creation of the Broward Urban Independent Fire District which would implement a system establishing one fee structure to deliver fire and emergency medical services to participating municipalities in Broward County (the “Local Bill”); and

WHEREAS, the Local Bill creates the Broward Urban Independent Fire District as a taxing district with the authority to impose impact fees, special assessments, user fees, and ad valorem taxes up to 3.75 mills; and

WHEREAS, the Town of Davie, Florida, operates it’s own Fire Rescue Department and the Town Council rejects the need to establish a taxing district to service fire rescue demands throughout Broward County; and

WHEREAS, the Town Council deems it to be in the best interests of the citizens and residents of the Town and all of Broward County to oppose the Local Bill creating the Broward Urban Independent Fire District, and further urges municipalities throughout Broward County to join in this opposition.

NOW, THEREFORE BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF DAVIE, FLORIDA THAT:

Section 1. The foregoing “WHEREAS” clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this Resolution.

Section 2. The Town of Davie, Florida hereby opposes the Local Bill, as is currently understood by Council, providing for the creation of the Broward Urban Independent Fire District which would implement a system establishing one fee structure to deliver fire and emergency medical services to participating municipalities in Broward County. The Town Council hereby further urges all municipalities located within Broward County to join in this opposition.

Section 3. The Town Clerk is hereby directed to provide a certified copy of this Resolution to the Governor of the State of Florida, the members of the Broward County Legislative delegation, members of the Florida Legislature, the Broward League of Cities, all municipalities in Broward County, and the Broward County Board of County Commissioners.

Section 4. If any clause, section, other part of application of this Resolution is held by any court of competent jurisdiction to be unconstitutional or invalid, in part of application, it shall not affect the validity of the remaining portions or applications of this Resolution.

Section 5. This Resolution shall become effective immediately upon its passage and adoption.

PASSED AND ADOPTED THIS _____ DAY OF _____, 2008.

ATTEST:

MAYOR/COUNCILMEMBER

TOWN CLERK

APPROVED THIS _____ DAY OF _____, 2008

