

CITY OF CORAL GABLES, FLORIDA

RESOLUTION NO. 2018-18

**A RESOLUTION OF THE CITY COMMISSION IN SUPPORT
OF FLORIDA CONSTITUTION REVISION COMMISSION
PROPOSAL 92.**

WHEREAS, every twenty years the Constitution Revision Commission (CRC) is convened in order to review Florida's Constitution and propose potential changes to the Constitution to be approved by Florida voters; and

WHEREAS, the Constitution Revision Commission is created by Article XI, Section 2 of the Florida Constitution; and

WHEREAS, the Constitution Revision Commission consists of thirty-seven (37) members; 15 of whom are appointed by the Governor, 9 by the Florida Senate President, 9 by the Speaker of the Florida House of Representatives, and 3 by the Chief Justice of the Florida Supreme Court; and

WHEREAS, the City has concerns with the Florida Legislature adopts laws that impact cities without providing the funding for such impacts known as "unfunded mandates"; and

WHEREAS, while Florida Law provides for the protection of cities by providing that measures that have an unfunded mandate can, among other things, only be adopted by an extraordinary majority of the Florida Legislature, such protection is subject to legislative change and not guaranteed by the Florida Constitution; and

WHEREAS, Constitution Revision Commissioner Solari has submitted Proposal 92 to the CRC entitled "A proposal to amend Section 18 of Article VII of the State Constitution to revise and specify certain conditions required to be met before the Legislature may enact a law requiring a county or a municipality to spend funds, reducing the authority of a county or a municipality to raise revenue, or reducing the amount of state tax revenue that may be received by a county or a municipality"; and

WHEREAS, the City Commission supports constitutional protection from unfunded legislative mandates; and

WHEREAS, the City Commission strongly recommends that the full Constitution Revision Commission vote to place an amendment based on Proposal 92 on the statewide General Election Ballot in 2018;

NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES:

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 upon adoption hereof.

SECTION 2. That the City Commission strongly recommends that the full Constitution Revision Commission vote to place an amendment based on Proposal 92 on the statewide General Election Ballot in 2018 to ensure that cities are constitutionally protected from legislative unfunded mandates.

SECTION 3. That the Clerk is ordered to send a certified copy of this Resolution to every member of the Constitution Revision Commission.

SECTION 4. That this Resolution shall become effective upon the date of its passage and adoption herein.

PASSED AND ADOPTED THIS NINTH DAY OF JANUARY, A.D., 2018.

(Moved: Lago / Seconded: Keon)
(Yeas: Keon, Lago, Mena, Valdes-Fauli)
(Majority: (4-0) Vote)
(Absent: Quesada)
(Agenda Item: K-2)


APPROVED:


RAUL VALDES-FAULI
MAYOR

ATTEST:


For WALTER J. FOEMAN
CITY CLERK

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:


MIRIAM SOLER RAMOS
CITY ATTORNEY