

Meeting Date: October 13, 2009

Agenda Item 20

REQUESTED COMMISSION ACTION:

Consent Ordinance Resolution Consideration Workshop

SHORT TITLE A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH,
FLORIDA, OPPOSING BROWARD COUNTY'S PROPOSAL TO CHARGE, FOR THE
OR MOTION: FIRST TIME, MUNICIPALITIES IN THE COUNTY FOR TOXICOLOGICAL SERVICES;
URGING MUNICIPALITIES THROUGHOUT BROWARD COUNTY TO OPPOSE THE
COUNTY'S PROPOSED NEW CHARGES FOR SUCH SERVICES; PROVIDING AN
EFFECTIVE DATE.

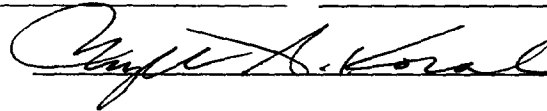
Summary of Purpose and Why:

QUESTIONS TO BE ANSWERED BY ORIGINATING DEPARTMENT:

- (1) Origin of request for this action: Mayor and City Commission
- (2) Primary staff contact: Phyllis A. Korab, Interim City Manager Ext. 4601
- (3) Expiration of contract, if applicable: _____
- (4) Fiscal impact and source of funding: _____

DEPARTMENTAL COORDINATION	DATE	DEPARTMENTAL RECOMMENDATION	DEPARTMENTAL HEAD SIGNATURE OR ATTACHED MEMO NUMBER
_____	_____	_____	_____

Interim City Manager



ACTION TAKEN BY COMMISSION:

<u>Ordinance</u>	<u>Resolution</u>	<u>Consideration</u>	<u>Workshop</u>
1st Reading _____	1st Reading _____	Results: _____	Results: _____
2nd Reading _____	_____	_____	_____

**CITY OF POMPANO BEACH
Broward County, Florida**

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, OPPOSING BROWARD COUNTY'S PROPOSAL TO CHARGE, FOR THE FIRST TIME, MUNICIPALITIES IN THE COUNTY FOR TOXICOLOGICAL SERVICES; URGING MUNICIPALITIES THROUGHOUT BROWARD COUNTY TO OPPOSE THE COUNTY'S PROPOSED NEW CHARGES FOR SUCH SERVICES; PROVIDING AN EFFECTIVE DATE.

WHEREAS, toxicological services (for example, analysis of the alcohol and drug blood levels of individuals arrested or suspected of driving under the influence) provided by the Medical Examiner's Office, have been funded, for many years, from Broward County (the "County") wide revenues, at no additional cost to the municipalities in the County; and

WHEREAS, the County has proposed charging, for the first time, municipalities in the County for toxicological services based on estimates from expenses incurred over the past several years; and

WHEREAS, payment for such services should continue to be the responsibility of the County government and should not become the burden of the municipalities because driving under the influence is a County wide problem that transcends municipal boundaries (as violators travel throughout the County); and

WHEREAS, the results of the toxicological services are used by the Broward State Attorney's office, not the municipalities, in determining whether a defendant should be prosecuted; and

WHEREAS, the City Commission deems it to be in the best interest of the residents of the City to oppose the County's proposal to charge, for the first time, municipalities in the County for toxicological services.

SECTION 1. The foregoing recitals contained in the preamble to this Resolution are incorporated by reference herein.

SECTION 2. The City Commission of the City of Pompano Beach hereby opposes the County's proposal to charge, for the first time, municipalities in the County for toxicological services. The City Commission hereby further urges municipalities in Broward County to oppose the new charges.

SECTION 3. The City Clerk is hereby directed to provide a certified copy of this Resolution to the Board of County Commissioners for Broward County, the Broward League of Cities and all municipalities in Broward County.

SECTION 4. The appropriate City officials are authorized to execute all necessary documents to effectuate the intent of this Resolution.

SECTION 3. This Resolution shall become effective upon passage.

PASSED AND ADOPTED this _____ day of _____, 2009.

LAMAR FISHER, MAYOR

ATTEST:

MARY L. CHAMBERS, CITY CLERK

GBL/jrm
9/29/09
l:reso/2009-350