



# Resolution 2011 - 06

STATE OF ALABAMA  
JEFFERSON COUNTY  
CITY OF CLAY

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## A Resolution Supporting Jefferson County's Local Bill on Limited Home Rule

**Whereas**, Jefferson County's occupational and business license taxes were authorized by Alabama Act 2009-811 enacted by the Alabama Legislature in its First Special Session in August 2009; and

**Whereas**, on March 16, 2011, in the case styled *Weissman v. Jefferson County*, Civil Action No. 09-904022, the Alabama Supreme Court declared that Act 2009-811 failed to comply with the newspaper publication requirement of § 106 of the Alabama Constitution; and

**Whereas**, the occupational and business license taxes produced an estimated annualized revenue of approximately \$73,000,000; and

**Whereas**, the Jefferson County Commission is required by § 11-8-3, Code of Alabama (1975), to maintain a balanced budget; and

**Whereas**, the loss of approximately \$73,000,000 in budgeted revenues would render the current budget out of balance; and

**Whereas**, the Jefferson County Commission must take swift action to comply with § 11-8-3, Alabama Code (1975); and

**Whereas**, a reduction in the County's personnel will slow the transfer of tax dollars from the County to the City of Clay; and

**Whereas**, continued national media coverage of the County's fiscal crisis will negatively impact economic development in the County and the City of Clay; and

**Whereas**, the Jefferson County Commission has advertised two local bills for passage by the State Legislature to address the loss of the occupational and business license taxes; and

**Whereas**, after due consideration the Clay City Council has determined that it is in the best interests of the citizens of the City of Clay that the aforementioned bill be approved by the Alabama State Legislature.



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**A Resolution Supporting Jefferson County's  
Local Bill on Limited Home Rule  
Continued**

**NOW THEREFORE BE IT RESOLVED** by the City Council of the City of Clay that the Mayor is authorized to send this Resolution to the City's state legislators supporting the passage of the aforementioned bill.

**ADOPTED AND APPROVED**, this 18<sup>th</sup> Day of April 2011.

\_\_\_\_\_  
Ed McGuffie  
Mayor

**Attest:** \_\_\_\_\_  
Bobby Christmas  
City Clerk/Treasurer



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I, the undersigned City Clerk of the City of Clay, Alabama, do hereby certify that the above and foregoing is a true copy of Resolution 2011 - 06 lawfully passed and adopted by the City Council named therein, at a regular meeting of such Council, and that such resolution is on file in the City Clerk's Office.

I further certify that said Resolution was posted as required by State Law at the following locations: Chalkville Regions Bank; Clay City Hall; Clay Post Office and the Clay Seniors Center all being in the City of Clay.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the City on this 19<sup>th</sup> Day of April, 2011.

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Bobby Christmas  
City Clerk / Treasurer