

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, DIRECTING THE CITY ATTORNEY AND CITY MANAGER TO INVESTIGATE ESTABLISHING A MINIMUM WAGE WHERE POSSIBLE IN THE CITY OF KEY WEST; PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, On November 2, 2004, Florida voters approved a constitutional amendment that created Florida's minimum wage. The minimum wage applies to all employees in the state who are covered by the federal minimum wage.

Whereas, the amendment also specified: "This amendment provides for payment of a minimum wage and shall not be construed to preempt or otherwise limit the authority of the state legislature or any other public body to adopt or enforce any other law, regulation, requirement, policy or standard that provides for payment of higher or supplemental wages or benefits, or that extends such protections to employers or employees not covered by this amendment."

Whereas, despite the passage of the Constitutional amendment, in 2013 the Florida Legislature significantly restricted the power

of municipalities to establish a living wage by passing law 2013-200, subsequently codified in Florida Statute 218.077.

WHEREAS, while Florida Statute 218.077 preempts a number of options available to the City, given the high cost of living in the City of Key West, all avenues still available should be pursued so City residents have a living minimum wage; and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA AS FOLLOWS:

Section 1: That the City Manager and City Attorney are hereby directed to investigate the feasibility and options involved in establishing a minimum living wage where possible in the City of Key West.

Section 2: That the City Manager and City Attorney shall report on their findings to the City Commission within 60 days.

Section 3: That this Resolution shall go into effect immediately upon its passage and adoption and authentication by the signature of the presiding officer and the Clerk of the Commission.

Passed and adopted by the City Commission at a meeting held  
this \_\_\_\_\_ day of \_\_\_\_\_, 2015.

Authenticated by the presiding officer and Clerk of the  
Commission on \_\_\_\_\_, 2015.

Filed with the Clerk \_\_\_\_\_, 2015.

Mayor Craig Cates	_____
Vice Mayor Mark Rossi	_____
Commissioner Teri Johnston	_____
Commissioner Clayton Lopez	_____
Commissioner Billy Wardlow	_____
Commissioner Jimmy Weekley	_____
Commissioner Tony Yaniz	_____

\_\_\_\_\_  
CRAIG CATES, MAYOR

ATTEST:

\_\_\_\_\_  
CHERYL SMITH, CITY CLERK