

RESOLUTION NO 2012 - 225

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, REPEALING RESOLUTION 2012-25, WHICH HAD PROVIDED FOR A COUNTYWIDE REFERENDUM TO BE PLACED ON THE BALLOT AT THE GENERAL ELECTION ON NOVEMBER 6, 2012, FOR THE PURPOSE OF DETERMINING WHETHER SLOT MACHINE GAMING SHOULD BE AUTHORIZED AT LICENSED PARI-MUTUEL FACILITIES LOCATED WITHIN ST. JOHNS COUNTY.

WHEREAS, in the same time frame that the Board of County Commissioners of St. Johns County, Florida, passed and adopted Resolution 2012-25 providing for a County-wide referendum pertaining to slot machine gaming, the Florida Attorney General issued AGO 2012-01 providing the opinion that the Department of Business and Professional Regulation is not authorized to issue a slot machine license to a pari-mutuel facility in a county which holds a county-wide referendum to approve slot machines, absent a further statute or constitutional provision authorizing such; and

WHEREAS, during the 2012 legislative session, the Florida Legislature did not resolve the issue identified by AGO 2012-01; and

WHEREAS, no statewide judicial interpretation has been rendered resolving the issue identified by AGO 2012-01; and

WHEREAS, the Board of County Commissioners of St. Johns County desires that the authorization issue be further resolved by the State prior to a referendum being conducted.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of St. Johns County, Florida, as follows:

Section 1. **Recitals.** The above Recitals are hereby incorporated into the body of this Resolution, and are adopted as Findings of Fact.

Section 2. **Authority.** The Board of County Commissioners hereby approves the repeal of Resolution 2012-25, and authorizes the Chairman of the Board of County Commissioners of St. Johns County, Florida to execute this Resolution on behalf of the County.

Section 3. **Errors and Omissions.** To the extent that there are typographical and/or administrative errors and/or omissions that do not change the tone, tenor, or concept of this Resolution, then this Resolution may be revised without subsequent approval of the Board of County Commissioners.

PASSED AND ADOPTED by the Board of County Commissioners of St. Johns County,
this 21 day of August, 2012.

ATTEST: Cheryl Strickland, Clerk

BOARD OF COUNTY COMMISSIONERS
OF ST. JOHNS COUNTY, FLORIDA

By: Pam Halterman
Deputy Clerk

By: [Signature]
J. Ken Bryan, Chair

Effective Date: 8/21/12

Rendition Date: 8/21/12



T/Resolutions/Repeal Resolution 2012-25 slot machines referendum.v4.082112