

1. Discussion Objective:

Work Session Date: February 4, 2013

Review and discuss the current Interlocal Agreements into which the Town has entered.

2. Submitter of Information:

☐ Council
☒ Town Staff
☐ Town Attorney

3. Estimated Time for this item:

20 minutes

5. Background:

Town staff has prepared a spreadsheet detailing the various Interlocal Agreements in which the Town is currently engaged. This information is drawn from the actual documents on file with the Contracts Manager. This information was previously provided to all department directors for review, and to the best of staff's knowledge, the attached list is accurate and complete.

Attachment:

- ❖ Breakdown of Current Interlocal Agreements

Town Manager	Town Attorney	Finance Director	Public Works Director	Community Development Director	Parks & Recreation Director	Town Clerk
						

REGULAR AGREEMENTS:

Reference	Company	Purpose	Start	End	Extended?	End of current renewal/extension	Renewal/Extension Options	Contract Amount	Current/Final Amount	Notes
TDC Beach & Shoreline Maintenance 2011-12	Lee County Board of County Commissioners	agreement for Tourist Development Tax Funding--beach and shoreline maintenance	<u>10/1/11</u>	<u>9/30/12</u>	No		Not applicable.	\$505,897.00	\$505,897.00	Amount is amount awarded; Town must submit evidence of substantial activity within 18 mos of beginning of FY--by 03/30/13
WCIND--Laguna Shores Channel Dredging '11-'12	Lee County Board of County Commissioners	agreement to provide funding for Laguna Shores Channel Dredge project	<u>10/1/11</u>	<u>9/30/12</u>	No		Not applicable	\$260,644.00	\$260,644.00	
WCIND '11-'12 Marine Law Enforcement activity L-331	Lee County Board of County Commissioners	agreement to provide subgrant funding for implementation of Marine Law enforcement	<u>10/1/11</u>	<u>9/30/12</u>	No		Not applicable	\$30,080.00	\$30,080.00	
Community Development	Lee County Board of County Commissioners	agreement for County to provide Comm. Dev. Services	<u>10/1/11</u>	<u>9/30/13</u>	No		No renewal/extension indicated in interlocal agreement	\$44,636.00	\$44,636.00	
Local Option Gas Tax #2	Lee County Board of County Commissioners	agreement for distribution of local gas tax from Lee County to municipalities	<u>10/1/08</u>	<u>9/30/13</u>	No		Town and County shall review the method of distribution to local option gas tax every 5 years			1.02% of annual gas tax is amount to Town annually; Settlement agreement from 03/03/09 also on file, \$1,656,089 to Town
Traffic Signal Maintenance	Lee County Board of County Commissioners	provide traffic signal maintenance for Town	<u>9/30/08</u>	<u>9/30/13</u>	Yes		Contract auto renews after the first 5 years	\$2,300.00	\$2,538.77	5 year contract initially; Refer to Attachment A (pg. 11) to get Amount information
Traffic Signal Maintenance AM965-FDOT	State of Florida Department of Transportation	Interlocal for traffic signal maintenance and compensation	<u>10/10/02</u>		Yes	<u>9/30/13</u>	Contract lasts as long as equipment is in use;		\$695.50	Amount varies by year (see file); Contract continues past 2013

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Roadway Maintenance BDR77	State of Florida Department of Transportation	agreement to provide large machine mowing, intermediate machine mowing, litter removal, manual weed control, mechanical sweeping	<u>7/21/11</u>	<u>7/21/14</u>	No		Agreement may be renewed for an additional three years	\$8,776.20	\$8,776.20	Amount is annual amount--not to exceed; Previous agreements from 2000, 2004, 2007, 2008 are on file
Submerged Lands Lease-- MH slip/pier	State of Florida Board of Trustees of the Internal Improvement Trust Fund	lease agreement for use of submerged lands located at Mound Hose for construction/operation of a 2-slip docking facility and observation fishing pier	<u>2/2/10</u>	<u>2/2/15</u>	No		Application for renewal of lease must be received no later than 120 days and no later than 30 days prior to expiration date original or current agreement	\$0.00	\$0.00	5 year agreement
Disaster Recover Services #6062, '12-'17	Crowder-Gulf Joint Venture, Inc.	Service Provider Agreement for Disaster Recovery Services	<u>4/24/12</u>	<u>4/24/17</u>	No		option for renewal for one additional 12 month period			the agreement on file is the County's agreement--we have an interlocal to use CrowderGulf through the County
Dinghy Dock-- Submerged Lands Lease-- Dinghy Dock '12-'17	State of Florida Board of Trustees of the Internal Improvement Trust Fund	Lease allowing construction and operation of an 18-slip public docking facility exclusively to be used for temporary mooring of dinghies and marine patrol and rescue vessels	<u>7/6/12</u>	<u>7/6/17</u>	No		Application for renewal of lease must be received no later than 120 days and no later than 30 days prior to expiration date original or current agreement	\$0.00	\$0.00	

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Beach Renourishment	Lee County Board of County Commissioners	agreement for providing funding for Estero Island Beach Restoration	<u>6/22/10</u>	<u>6/22/20</u>	No		agreement may be extended in writing pursuant to terms and conditions mutually agreeable to the parties	\$110,224.00		04/28/09 cancelled interlocal is in same file; Amount is NTE amount for town
Disaster Disposal Services	Lee County Board of County Commissioners	agreement for Town to use same contracted vendor as County for disaster services	<u>9/7/10</u>	<u>9/30/20</u>	No		Option for parties to renew for an additional 5 year period	\$54.00		Original agreement is found under "Solid Waste Collection"-same document as in the other record; Town can contract with Neel-Schaffer and Crowder Gulf per Lee Co. officials; Refer to Solid Waste files for solid waste info.; Amount is per ton
Solid Waste Collection, Billing, and Disposal	Lee County Board of County Commissioners	Interlocal Agreement for Solid Waste Collection, Billing, and Disposal	<u>9/7/10</u>	<u>9/30/20</u>	No		Option to renew for one additional five year term			Is on file with Disposal Facilities Assessment Interlocal; Can be extended for an additional 5 year term; Refer to Disaster Services as well for disaster-related disposal
Solid Waste Disposal Facilities Assessment	Lee County Board of County Commissioners	Interlocal Agreement for Solid Waste Disposal Facilities Assessment	<u>9/7/10</u>	<u>9/30/20</u>	No		Option to renew for one additional five year term			Is on file with Solid Waste Collection; Can be extended for additional 5 year term
Radio Station	FCC-Public Safety & Homeland Security Bureau	Authorization for WPSH372	<u>4/14/11</u>	<u>4/25/21</u>	No		None indicated--they sent letter before last expiration date though			
Matanzas Pass Bridge Lease	State of Florida Department of Transportation	Lease agreement for Matanzas Pass Bridge with Florida DOT	<u>8/15/00</u>	<u>8/14/25</u>	No		May be renewed at Lessee's option	\$1.00	\$1.00	There is 1 addendum from 2007; Lease is \$1 for total agreement, no yearly rents

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Emergency Potable Water Interconnect	Lee County Board of County Commissioners	Interlocal agreement for Emergency Potable Water Interconnect	<u>2/15/11</u>	<u>8/3/26</u>	No		Will extend to terminate at same time as Potable Water Sale & Purchase			runs concurrently and expires at the same time as "Agreement for Sale & Purchase of Potable Water (2001)"; on file with 2001 interlocal
Potable Water Sale & Purchase	Lee County Board of County Commissioners	Interlocal agreement for sale & purchase of potable water	<u>8/3/01</u>	<u>8/3/26</u>	No		None indicated in agreement.	\$2.26	\$2.50	Amount is no less than \$2.26 or no more than \$2.50 per thousand gallons; there is a 2008 addendum (on file); is on file with 2011 Em. Potable Water Interconnect
OPEN-ENDED AGREEMENTS:										
Ball Field Maint.	JSM Services Inc.	provision of ball field maintenance			No		not applicable			no agreement signed, only have proposal of services--Lee County issues a yearly Purchase Order
Pool Maintenance	Lee County Board of County Commissioners	agreement for Town to assume ops and maintenance of pool and County to acquire land and construct pool	<u>10/21/96</u>		No		Agreement continues until terminated			contract is current because Town still operates and maintains pool, this contract basically states the roles moving forward into perpetuity
Law Enforcement Services	Lee County Board of County Commissioners	law enforcement services for Town of Fort Myers Beach	<u>2/5/01</u>		Yes		contract continues on into perpetuity unless terminated by either party; Town shall pay no additional compensation for services		\$0.00	
Public School Facility Planning	Lee County Board of County Commissioners	interlocal agreement for public school facility planning	<u>8/20/02</u>		Yes		Contract appears to renew annually?			no agreement end date indicated--agreement language infers that it goes annually until a party withdraws; is there an updated agreement?

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Newton Property Purchase	Lee County Board of County Commissioners	Interlocal agreement to provide funds to assist Town with purchase of Newton Property	<u>9/23/03</u>		No		not applicable	\$969,230.00	\$969,230.00	no "end" date to this, this ILA merely says County will help with purchase
NPDES Permitting	Lee County Board of County Commissioners	NPDES permitting services to Town	<u>9/20/05</u>		Yes		Agreement remains in effect as long as Town remains co-permittee on NPDES permit and is auto-extended with NPDES permit renewals			Amount is invoiced by Lee County
Clerk of Circuit Courts	Lee County Board of County Commissioners	agreement for Clerk to provide internal audit services for Town	<u>3/1/06</u>	<u>3/31/07</u>	No		Extended in writing annually by mutual consent of the parties			No written extensions on file or newer agreements; Amount is hourly rates
Bay Oaks Transition	Lee County Board of County Commissioners	agreement to transfer ownership of Bay Oaks from County ownership to Town ownership	<u>10/1/09</u>		No		Transfers ownership, renewal/extension not possible	\$490,000.00	\$490,000.00	agreement has no end date, it simply transfers ownership; Amount is amount paid to Town by County
Lee County Board of County Commissioners; Florida Department of Transportation	Lee County Metropolitan Planning Organization	creation and agreement to form a metropolitan planning organization	<u>12/16/09</u>	<u>12/31/13</u>	Yes		Interlocal continues until terminated			the agreement comes under review every 5 years for updates and changes--next update is due 2013
AGREEMENTS THAT ARE AUTOMATICALLY RENEWED EACH YEAR:										
DCA Disaster Assistance	State of Florida, Department of Community Affairs	agreement to provide mutual aid for disasters	<u>7/7/00</u>		Yes	<u>7/7/13</u>	Contract auto renews annually for one year terms after initial date			no indication this agreement is expired

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Election Services	Lee County Board of County Commissioners	provide election services to the Town	<u>9/18/06</u>	<u>9/18/07</u>	Yes	<u>9/18/13</u>	Contract auto renews annually until cancelled			Amount is costs incurred by Supervisor to put on election
Uniform Collection Agreement	Lee County Tax Collector	Uniform Collection Agreement with Lee County Tax Collector	<u>12/15/08</u>	<u>12/15/09</u>	Yes	<u>12/15/13</u>	Contract automatically renews for one year terms	\$1.47	\$1.47	amount is per parcel
Laguna Shores Dredging Assessment Area	Lee County Property Appraiser	Laguna Shores Dredging Assessment Area Interlocal Agreement	<u>12/15/08</u>		Yes	<u>12/15/13</u>	contract continues year to year unless cancelled;	\$1.00	\$1.00	Amount is per parcel appraised