

**RESOLUTION NO. 19-
RESOLUTION AUTHORIZING THE LATE PAYMENT OF LOCAL
GOVERNMENT INFRASTRUCTURE SURTAXES TO THE BEACH
COMMUNITIES TO COMPLETE CITY PORTIONS OF THE
PINELLAS COUNTY GULF BOULEVARD IMPROVEMENT
PROGRAM PURSUANT TO THE SUBSTANTIVE TERMS OF
THE INTERLOCAL AGREEMENT**

WHEREAS, on or about July 10, 2012, Pinellas County entered into an interlocal agreement ("Interlocal Agreement") with Gulf beaches communities along Gulf Boulevard to provide local government infrastructure sales tax ("Surtax") dollars to support completion of the project known as the Pinellas County Gulf Boulevard Improvement Program ("Improvement Plan");

WHEREAS, the term of the Interlocal Agreement runs through September 30, 2019;

WHEREAS, Section 2, paragraph C of the Interlocal Agreement provides in part, "funds ... not otherwise paid to a City prior to the expiration of the term ... shall be retained by the County for uses solely within the discretion of the County";

WHEREAS, several of the cities have not completed their portion of work on the Improvement Plan and are not expected to be able to invoice the County and be paid in accordance with the terms of the Interlocal Agreement prior to September 30, 2019;

WHEREAS, it is in the interest of the County to see the portions of the Improvement Plan undertaken by the cities completed.

NOW THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Pinellas County, Florida, in a public meeting duly assembled this ___ day of _____ 2019, that the Board is exercising its sole discretion referred to in the Interlocal Agreement in resolving that the County will continue to make payments to the cities pursuant to the terms of the Interlocal Agreement for work on Eligible Projects, completed by and invoiced to the County by September 30, 2021, provided that all other provisions of the Interlocal Agreement are met by the cities. All other provisions of the Interlocal Agreement shall remain in full force and effect through the original term, and be treated by the County as continuing thereafter for the purposes of payment as described herein, including but not limited to limitations on total amounts to be paid to each city, and the Non-Appropriation provisions of Section 4 of the Interlocal Agreement.

Commissioner _____ offered the foregoing Resolution and moved its adoption, which was seconded by Commissioner _____, and upon roll call the vote was:

AYES:


NAYS:

ABSENT AND NOT VOTING:

Doc # 227941

APPROVED AS TO FORM

By: _____


Office of the County Attorney