

**Resolution 2017-86
Exhibit "A"****INTERLOCAL AGREEMENT**

THIS INTERLOCAL AGREEMENT entered into this ____ day of _____, 2017, by and between the **CITY OF FERNANDINA BEACH, FLORIDA, a municipal corporation**, hereinafter referred to as "CITY", and the **BOARD OF COUNTY COMMISSIONERS OF NASSAU COUNTY, FLORIDA, a political subdivision of the State of Florida**, hereinafter referred to as "COUNTY".

WHEREAS, the CITY and the COUNTY have determined it to be in the best interests of the citizens of Fernandina Beach and Nassau County to coordinate the efforts of the CITY and the COUNTY in planning for transportation impacts of new development; and

WHEREAS, the CITY and the COUNTY agree that the collection of mobility fees for transportation should be accomplished as set forth herein; and

WHEREAS, the comprehensive land use plans of both the CITY and the COUNTY encourage intergovernmental coordination to maximize the efficient use of resources; and

WHEREAS, the COUNTY has passed Ordinance 2014-16, as amended, which provides for collection by the CITY of transportation mobility fees within its jurisdiction based upon a joint execution of an Interlocal Agreement.

NOW, THEREFORE, the CITY and the COUNTY agrees as follows:

1. **Mobility Fees** – pursuant to Nassau County Ordinance 2014-16, as amended, known as the "Nassau County Mobility Fee Ordinance", mobility fees for Nassau County Mobility Zone 1, which includes the incorporated City of Fernandina Beach, shall be collected within the City.
2. **Mobility Fee Collection Procedures** – The CITY shall collect the mobility fees required pursuant to Nassau County Ordinance 2014-16, as amended, at the time a building permit is issued. The CITY on a monthly basis shall provide to the County Building Official:
 - a. A list of each fee collected, or if not collected, the reason(s) for non-collection; and
 - b. The permit number issued; and
 - c. Documentation of the non-residential square footage of the proposed development; and
 - d. The calculation of the fee; and

- e. All mobility fees collected shall be provided to the Clerk of the Court. The report sent to the County Building Official and City Building Official (if applicable) shall contain a copy of the remittance. All mobility fees shall be deposited into the Mobility Fee Trust Fund for use in Nassau County Mobility Zone 1.
3. **SEVERABILITY** – If any section, clause, or provision of this Agreement is held invalid, the remainder of this Agreement shall be construed as not having contained said section, clause, or provision, and shall not be affected by said holding.
4. **NO AGENCY** – Nothing contained herein shall be construed to constitute either of the parties, nor any of its agents or employees, as the agent of the other.
5. **TERM** – This Agreement shall continue in effect until terminated by either party upon thirty (30) days written notice to the other.
6. **AUTHORITY** – Each of the parties represents to the other that the execution of this Agreement has been duly and properly authorized by the governing bodies of each or the parties, and each has full authority to execute the same through its representative whose signatures appear below.
7. **FILING** – This Interlocal Agreement shall be filed with the Clerk of the Circuit Court of Nassau County, Florida, prior to its effective date, in accordance with Florida Statutes, 163.01(11).

BOARD OF COUNTY COMMISSIONERS
NASSAU COUNTY, FLORIDA

DANIEL B. LEEPER
Its: Chairman

ATTEST AS TO CHAIRMAN’S SIGNATURE:

JOHN A. CRAWFORD
Its: Ex-Officio Clerk
Approved as to form:

MICHAEL S. MULLIN
Its: County Attorney

CITY OF FERNANDINA BEACH



ROBIN C. LENTZ
Its: Commissioner-Mayor

ATTEST:



CAROLINE BEST
Its: City Clerk

APPROVED AS TO FORM AND LEGALITY:



TAMMI E. BACH
Its: City Attorney