

LEE COUNTY BOARD OF COUNTY COMMISSIONERS
AGENDA ITEM SUMMARY

BLUE SHEET NO: 20021284-UTL

1. REQUESTED MOTION:

ACTION REQUESTED:

Authorize the Chairman on behalf of the BOCC, to execute an amended City-County Interlocal Water Supply Agreement with the City of Ft. Myers, establishing water rates adopted by the County by Resolution, for interconnect water usage billing.

WHY ACTION IS NECESSARY:

Approval is required for intergovernmental agreements.

WHAT ACTION ACCOMPLISHES:

Provides for an amendment to the City of Fort Myers-County interlocal agreement to establish water rates applicable for billing usage provided by water supply interconnects between the County and the City. Water rates to be established by adoption of County Resolution establishing uniform water rates from time to time.

2. DEPARTMENTAL CATEGORY: UTILITIES
COMMISSION DISTRICT #: CW

C10A

3. MEETING DATE:

03-25-2003

4. AGENDA:

- CONSENT
- ADMINISTRATIVE
- APPEALS
- PUBLIC
- WALK ON
- TIME REQUIRED: _____

5. REQUIREMENT/PURPOSE:

- (Specify)
- STATUTE
 - ORDINANCE
 - ADMIN. CODE
 - OTHER Agreement Amendment

6. REQUESTOR OF INFORMATION:

- A. COMMISSIONER: _____
- B. DEPARTMENT: Lec County - Public Works
- C. DIVISION/SECTION: Utilities Division
- BY: Rick Diaz, Utilities Director
- DATE: 12/6/02

7. BACKGROUND:

Original City-County Interlocal Water Supply Agreement was executed January 26, 1977. Compensation per 1,000 gallons of water at that time was (\$.60) cents. Water is supplied to either party by the other in emergency situations through interconnects between the water distribution systems.

July 23, 1980 Interlocal Water Supply Agreement was amended increasing the compensation per 1,000 gallons of water to (\$.75) cents from (\$.60) cents.

(CONT'D.)

8. MANAGEMENT RECOMMENDATIONS:

9. RECOMMENDED APPROVAL

(A) DEPARTMENT DIRECTOR	(B) PURCH. OR CONTRACTS	(C) HUMAN RESOURCES	(D) OTHER	(E) COUNTY ATTORNEY	(F) BUDGET SERVICES				(G) COUNTY MANAGER
					OA	OM	Risk	GC	
<i>J. Lavender</i> Date: <i>3-5-03</i>	<i>[Signature]</i> Date: _____	N/A Date: _____	N/A Date: _____	<i>S. Owen</i> <i>3/7/03</i> Date: _____	<i>[Signature]</i> <i>3/10/03</i>	<i>[Signature]</i> <i>3/10/03</i>	<i>[Signature]</i> <i>3/10/03</i>	<i>[Signature]</i> <i>3-10-03</i>	<i>J. Lavender</i> Date: <i>3-5-03</i>

10. COMMISSION ACTION:

- _____ APPROVED
- _____ DENIED
- _____ DEFERRED
- _____ OTHER

Rec. by CoAtty
Date: *3/7/03*
Time: *2:25 pm*
Forwarded To: *Budget*
3/10/03

RECEIVED BY
COUNTY ADMIN. *AM*
3/7 3:25
COUNTY ADMIN.
FORWARDED TO:
3/10 5:40

May 28, 1986 Interlocal Water Supply Agreement was amended increasing the compensation per 1,000 gallons of water to (\$.91) cents from (\$.75) cents.

Current water rate established by County Rates & Charges resolution per 1,000 gallons of water is \$2.46. Water rates are established by County resolution and may change from time to time.

No Funds Required.

Attachment: Original Agreement Amendment (3)



AMENDED INTERLOCAL AGREEMENT
BETWEEN
THE CITY OF FORT MYERS AND LEE COUNTY, FLORIDA

AN INTERLOCAL AGREEMENT ESTABLISHING PROCEDURES FOR
USE OF CITY-COUNTY WATER SUPPLY INTERCONNECTS BETWEEN
THE CITY OF FORT MYERS AND THE COUNTY OF LEE

WHEREAS: The City of Fort Myers operates a complete water treatment and distribution system in and around the City of Fort Myers; and,

WHEREAS: The County of Lee also operates a complete water treatment and distribution system serving areas adjacent to and around the City of Fort Myers; and,

WHEREAS: Metered quantities of water are supplied to Lee County and to the City of Fort Myers through several interconnects which have been installed by the City of Fort Myers; and,

WHEREAS: These metered interconnects are of substantial benefit to both Lee County and the City of Fort Myers.

NOW, THEREFORE, FOR AND IN CONSIDERATION OF THE ABOVE PREMISES AND THE MUTUAL COVENANTS HEREIN CONTAINED, THE PARTIES HERETO FORMALLY COVENANT, AGREE AND BIND THEMSELVES AS FOLLOWS:

1. Service to the residents of the City of Fort Myers and Lee County is of primary concern of the parties and water will be continuously provided to the parties to this Agreement on an emergency basis as determined by the Director of Public Works for the City of Fort Myers, and the Director of Public Works for the County of Lee.
2. Installation and material costs for the meters and the interconnects shall be paid by the City of Fort Myers, with Lee County reimbursing the City for the costs of the meters only.
3. The meters will be read on a quarterly basis to determine usage of water by either party and the party providing the water will be compensated per the water rate schedule in affect at that time.
4. Maintenance costs for the mutual property, such as interconnections; valves, meters, etc. shall be divided equally between the County and the City.

AMENDED INTERLOCAL AGREEMENT BETWEEN
THE CITY OF FORT MYERS AND LEE COUNTY, FLORIDA FOR
CITY-COUNTY WATER SUPPLY INTERCONNECTS
(CONT'D.)

5. Costs to the City for use of County water from the interconnects will be pursuant to the water rates schedule as revised and adopted by the County, from time to time, by Resolution

6. Costs to the County for use of City water from the interconnects will be pursuant to the Water Rates Schedule as revised and adopted by the City from time-to-time by City Code.

IN WITNESS WHEREOF: The City of Fort Myers and the County of Lee have executed this Agreement on the _____ day of _____, 2003.

ATTEST:
MARIE ADAMS, CLERK

BY: Marie Adams
City Clerk

CITY OF FORT MYERS,
FLORIDA

BY: Jim King
Mayor

APPROVED AS TO FORM
BY: [Signature] 2/15/03
Office of City Attorney

ATTEST: CHARLIE GREEN
CLERK OF THE CIRCUIT COURT

BY: _____
Deputy Clerk

BOARD OF COUNTY COMMISSIONERS
OF LEE COUNTY, FLORIDA

BY: _____
Chairman

APPROVED AS TO FORM

BY: _____
Office of County Attorney