

**Lee County Board Of County Commissioners
Agenda Item Summary**

Blue Sheet No. 20031260

1. REQUESTED MOTION:

ACTION REQUESTED:

Approve the Interlocal Agreement between Lee County and the City of Fort Myers for a G.I.S. based Traffic Crash Records System. Also, approve the Resolution authorizing the Chairman to execute this Agreement

WHY ACTION IS NECESSARY:

Requires Board of County Commissioner approval for agreements.

WHAT ACTION ACCOMPLISHES:

By agreeing to the Interlocal Agreement between Lee County and the City of Fort Myers, parties agree to share the cost of the development of a G.I.S. based Traffic Crash Records System

**2. DEPARTMENTAL CATEGORY:
COMMISSION DISTRICT #**

C9B

3. MEETING DATE:

01-13-2004

4. AGENDA:

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

**5. REQUIREMENT/PURPOSE:
(Specify)**

- STATUTE
- ORDINANCE
- ADMIN.
- CODE
- OTHER

6. REQUESTOR OF INFORMATION:

- A. COMMISSIONER _____
- B. DEPARTMENT Transportation
- C. DIVISION _____

BY: Scott M. Gilbertson, P. E.
Director

7. BACKGROUND:

The City of Fort Myers agrees to pay Lee County the principal sum of One Thousand, Three Hundred Seventy-Eight Dollars and 74/100 (\$1,378.74) for, and in consideration, of sharing the cost of the development of a G.I.S. based Traffic Crash Records System. If additional funds are necessary for the completion of the System, parties shall meet to discuss the issue. Parties may opt out of the development of the System at any time, and thereby terminate this Interlocal Agreement, by giving thirty (30) days written notice.

If terminated, prior to completion of System, no funds will be returned to the City of Fort Myers.
Funds will be deposited in account: PD5411017500.341900.9032.

8. MANAGEMENT RECOMMENDATIONS:

9. RECOMMENDED APPROVAL:

A Department Director	B Purchasing or Contracts	C Human Resources	D Other	E County Attorney	F Budget Services				G County Manager
<i>[Signature]</i>	<i>[Signature]</i>	N/A		<i>[Signature]</i>	<i>[Signature]</i> 12/30/03				<i>[Signature]</i> 12.23.03
					OA RK 12/29	OM RK 12/29	Risk 12/23/03	GC RK 12/29	

10. COMMISSION ACTION:

- APPROVED
- DENIED
- DEFERRED
- OTHER

Rec. by CoAtty
Date: 12/23/03
Time: 11:18 AM
Forwarded to:
[Signature]

RECEIVED BY
COUNTY ADMIN: *[Signature]*
12/23/03
12:30 P
COUNTY ADMIN
FORWARDED TO:
12/30/03

LEE COUNTY RESOLUTION NO. _____

**A RESOLUTION AUTHORIZING LEE COUNTY TO ENTER
INTO A INTERLOCAL AGREEMENT BETWEEN LEE COUNTY
AND THE CITY OF FORT MYERS FOR A G.I.S. BASED TRAFFIC
CRASH RECORDS SYSTEM**

THIS IS A RESOLUTION to the Board of County Commissioners, Lee County, Florida, a political subdivision of the State, authorizing the execution of an Interlocal Agreement with the City of Fort Myers for a G.I.S. Based Traffic Crash Records System.

WHEREAS, Lee County, Florida, has the statutory authority to enter into an Agreement with the City of Fort Myers in accordance with Section 334.044, Florida Statutes.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS, LEE COUNTY, FLORIDA, that:

1. The G.I.S. Based Traffic Crash Records System is hereby approved.
2. The City of Fort Myers agrees to pay Lee County the principal sum of One Thousand, Three Hundred Seventy-Eight Dollars, and 74/100 (\$1,378.74) for, and in consideration, of sharing the cost of the development.
3. If said Agreement is terminated prior to completion of System, no funds will be returned to the City of Fort Myers.
4. The Chairman of, and the Clerk to the Board of Lee County Commissioners are hereby authorized to execute said Agreement.
5. The Clerk of the Circuit Court is hereby authorized and directed to transmit one (1) certified copy of this Resolution to the Florida Department of Transportation along with the executed Agreements.

DONE AND ADOPTED with a quorum present and voting on this _____ day of _____, 2003.

ATTEST: CHARLIE GREEN
CLERK OF COURTS

BOARD OF COUNTY COMMISSIONERS
OF LEE COUNTY, FLORIDA

By: _____
Deputy Clerk

By: _____
Chairman

APPROVED AS TO FORM:

By: _____
Office of the County Attorney

**INTERLOCAL AGREEMENT BETWEEN
LEE COUNTY AND THE CITY OF FORT MYERS
FOR G.I.S.-BASED TRAFFIC CRASH RECORDS SYSTEM**

THIS INTERLOCAL AGREEMENT is made and entered into this ____ day of _____, 2003, by and between **LEE COUNTY**, a political subdivision and charter county of the State of Florida, acting by and through its Board of County Commissioners, hereinafter referred to as "COUNTY", and the **CITY OF FORT MYERS**, a municipal corporation of the State of Florida, hereinafter referred to as "CITY", collectively, the "Parties", hereto. The Parties agree to be bound by the terms and conditions set forth herein.

RECITALS

WHEREAS, the Parties are duly empowered pursuant to Florida Statutes, in particular, Section 163.01, F.S., to enter into Interlocal Agreements for the sharing of certain governmental powers and obligations; and,

WHEREAS, the Parties desire to enter into this Interlocal Agreement to share the cost of the development of a G.I.S.-based Traffic Crash Records System.

NOW THEREFORE, in consideration of the foregoing and other good and valuable consideration, to include the mutual covenants and promises herein, the Parties hereby agree as follows:

1. The CITY agrees to pay the COUNTY the principal sum of One Thousand, Three Hundred Seventy-Eight Dollars and 74/100 (\$1,378.74), for and in

consideration of sharing the cost of the development of a G.I.S.-based Traffic Crash Records System. If additional funds are necessary for the completion of the System, the Parties shall meet to discuss the issue.

2. Payment for the development of the System will be made by the CITY within 50 calendar days following execution of this Interlocal Agreement.
3. No assignment, delegation, transfer or novation of this Interlocal Agreement or any part thereof shall be made, unless approved in writing by the Parties.
4. This Interlocal Agreement may only be amended in writing and duly executed by the Parties with the same formalities as this Interlocal Agreement.
5. The Parties may opt out of the development of the System at any time, and thereby terminate this Interlocal Agreement by giving thirty (30) days written notice.

If for any reason this Interlocal Agreement is terminated prior to completion of the System, no funds will be returned to the CITY.

IN WITNESS WHEREOF, the Parties have hereunto set their hands and seals the date and year first above written.

ATTEST:

CITY OF FORT MYERS

By: Marie Adams
City Clerk Marie Adams, CMC

By: Jim Humphrey
Mayor Jim Humphrey

APPROVED AS TO FORM:

By: Grant W. Alley 10/7/03
City Attorney Grant W. Alley

ATTEST: CHARLIE GREEN
CLERK OF COURTS

BOARD OF COUNTY COMMISSIONERS
OF LEE COUNTY, FLORIDA

By: _____
Deputy Clerk

By: _____
Chairman

APPROVED AS TO FORM:

By: _____
Office of the Lee County Attorney