

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

Blue Sheet No. 20051241

1. ACTION REQUESTED/PURPOSE: Approve Extension Agreement between Lee County and the City of Sanibel for the interim funding of the Sanibel Library during the time of the referendum and until September 30, 2006. Authorize Chairman's signature on the Extension Agreement.

2. WHAT ACTION ACCOMPLISHES: The current agreement expires on September 30, 2005. An extension will allow for continued county funding until September 30, 2006.

3. MANAGEMENT RECOMMENDATION: Staff recommends approval.

4. Departmental Category: / CIA		5. Meeting Date: 09-13-2005
6. Agenda:		7. Requirement/Purpose: (specify)
<input checked="" type="checkbox"/> Consent	<input type="checkbox"/> Statute	8. Request Initiated: Commissioner _____ Department <u>County Manager</u> Division _____ By: <u>William Hammond</u> Deputy County Manager
<input type="checkbox"/> Administrative	<input type="checkbox"/> Ordinance	
<input type="checkbox"/> Appeals	<input type="checkbox"/> Admin. Code	
<input type="checkbox"/> Public	<input checked="" type="checkbox"/> Other	
<input type="checkbox"/> Walk-On	<input type="checkbox"/> Funding Agreement	

9. Background:

The present funding agreement (Interlocal Agreement) which will expire on September 30, 2005 allows the City of Sanibel to receive 65% of the .6055 county library millage levied by the County (after payments to the Property Appraiser and Tax Collector) and collected from property lying within the City limits of Sanibel. The City has requested a one-year extension of the funding agreement in order to hold the Special Referendum Election on November 8, 2005 and to establish the Sanibel Public Library District.

Exhibits: Three (3) Agreements

10. Review for Scheduling:

Department Director	Purchasing or Contracts	Human Resources	Other	County Attorney	Budget Services	County Manager/P.W. Director												
				<i>[Signature]</i>	<table border="1" style="font-size: 0.8em;"> <tr><td>Analyst</td><td>Risk</td><td>Grants</td><td>Mgr.</td></tr> <tr><td><i>[Signature]</i></td><td><i>[Signature]</i></td><td><i>[Signature]</i></td><td><i>[Signature]</i></td></tr> <tr><td>8/31/05</td><td>8/31/05</td><td>8/31/05</td><td>8/31/05</td></tr> </table>	Analyst	Risk	Grants	Mgr.	<i>[Signature]</i>	<i>[Signature]</i>	<i>[Signature]</i>	<i>[Signature]</i>	8/31/05	8/31/05	8/31/05	8/31/05	<i>[Signature]</i>
Analyst	Risk	Grants	Mgr.															
<i>[Signature]</i>	<i>[Signature]</i>	<i>[Signature]</i>	<i>[Signature]</i>															
8/31/05	8/31/05	8/31/05	8/31/05															

11. Commission Action:

Approved
 Deferred
 Denied
 Other

RECEIVED BY
COUNTY ADMIN

8-31-05

8:15

COUNTY ADMIN
FORWARDED TO:

[Signature]



LEE COUNTY
SOUTHWEST FLORIDA

BOARD OF COUNTY COMMISSIONERS

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Bob Janes
District One

Douglas R. St. Cerny
District Two

Ray Judah
District Three

Tammy Hall
District Four

John E. Albion
District Five

Donald D. Stilwell
County Manager

David M. Owen
County Attorney

Diana M. Parker
County Hearing Examiner

August 18, 2005

Mr. Ken Cuyler
City Attorney
City of Sanibel
800 Dunlop Road
Sanibel, FL 33957

By: U.S. Mail

Re: Extension to Interlocal Agreement for Sanibel Library Funding

Dear Mr. Cuyler:

Enclosed are three (3) original extension agreements for the interim funding of the Sanibel Library during the time of the referendum and until September 30, 2006. The current agreement expires on September 30, 2005.

Please have such documents executed by the Mayor and send back to me for scheduling before the Board of County Commissioners.

Should you have any questions or concerns, please do not hesitate to contact me at your convenience.

Sincerely,



Kristie Kroslack
Assistant County Attorney

cc: David M. Owen, County Attorney
William Hammond, Deputy County Manager

COPY

**EXTENSION TO THE INTERLOCAL AGREEMENT
BETWEEN LEE COUNTY AND CITY OF SANIBEL
FOR INTERIM LIBRARY FUNDING**

This Extension to that certain Agreement entered into on November 2, 2004 is made and entered into this _____ day of _____, 2005 by and between LEE COUNTY, a political subdivision and Charter County of the State of Florida, by and through its Board of County Commissioners, hereinafter referred to as the "County", with a mailing address of P. O. Box 398, Fort Myers, Florida, 33902 and the CITY OF SANIBEL, a municipal corporation of the State of Florida, by and through its City Council (hereinafter referred to as "City").

WITNESSETH:

WHEREAS, on November 2, 2004, the City of Sanibel and the Board of County Commissioners entered into an Interlocal Agreement for the interim funding of the Sanibel Library during the creation and establishment of the Sanibel Public Library District; and

WHEREAS, the Governor approved the establishment of a charter for the creation of the Sanibel Public Library District and required that a Referendum be called by the Lee County Commission; and

WHEREAS, the Supervisor of Elections of Lee County will hold the Special Referendum Election on November 8, 2005; and

WHEREAS, if the referendum is approved, the District will be governed by a board of commissioners, to be elected in March, 2006; and

WHEREAS, the City of Sanibel seeks to extend for one (1) year its current library funding agreement which expires on September 30, 2005; and

WHEREAS, the County hereby grants the City a one (1) year extension to that certain agreement entered into by the Parties on October 1, 2004 for interim library funding.

NOW, THEREFORE, in consideration of the foregoing, and of the mutual covenants and conditions hereinafter set forth, the City and the County, intending to be legally bound, hereby agree to the following changes in terms:

SECTION TWO: TERM

The following paragraph is added to Section 2.1:

1. This Extension to the Funding Agreement is for a period of one (1) year and terminates on September 30, 2006. This Extension may be renewed for an additional one (1) year period upon written agreement of both parties.

2. All other terms and conditions of the original funding agreement dated October 1, 2004 remain in full force and effect.

IN WITNESS WHEREOF, the City and the County have executed this Interlocal Agreement on the day, month and year first written above.

ATTESTED:
CHARLIE GREEN, CLERK

BOARD OF COUNTY COMMISSIONERS
OF LEE COUNTY, FLORIDA

By: _____
Deputy Clerk

By: _____
Chairman

APPROVED AS TO FORM:

By: _____
County Attorney's Office

ATTESTED:

CITY OF SANIBEL, FLORIDA

By: _____
City Clerk

By: _____
Mayor

APPROVED AS TO FORM:

By: _____
City Attorney's Office