

INTERLOCAL AGREEMENT

This Agreement made and entered into this 27th day of October 2000, by and between LEON COUNTY, a political subdivision of the State of Florida (County), and the CITY OF TALLAHASSEE, a Florida municipal corporation (City), is as follows:

WHEREAS, it is of benefit to all the citizens of the County and the City that both governments cooperate to resolve community problems; and,

WHEREAS, significant community need exists for the extension of the local government infrastructure sales tax; and,

WHEREAS, Section 212.055(2), Florida Statutes, provides for the levy after local option referendum of a local government infrastructure sales surtax; and,

WHEREAS, Section 212.055(2)(c)(1), Florida Statutes, provides for interlocal agreements to be entered into between counties and municipalities within those counties; and,

WHEREAS, it is the desire of the County and the City to enter into such an interlocal agreement to establish the amount of such sales tax levy, the division of proceeds between the County and City, and the uses of such proceeds.

NOW THEREFORE, for and in consideration of the mutual terms, covenants, and conditions herein contained to be complied with by the parties, they do hereby contract and agree as follows:

1. The local government infrastructure sales surtax shall be extended pursuant to the provisions in Section 212.055, Florida Statutes, until December 31, 2019. The tax shall continue to be levied at the rate of 1%.

2. Blueprint 2000 Intergovernmental Agency. Pursuant to Section 163.01(7), Florida Statutes the County and the City shall create a Blueprint 2000 Intergovernmental Agency to govern the project management structure for the project planning and construction of the Blueprint 2000 projects listed in paragraph 10. The Board of County Commissioners and the City Commission shall constitute the Blueprint 2000 Intergovernmental Agency.

Responsibilities of Blueprint 2000 Intergovernmental Agency:

- Meet at least annually to consider an annual work plan and past year's performance report.
- Convene as needed to consider major program changes, contracts, change orders, and purchase orders which exceed the Intergovernmental Management Committee's Agency. Meetings will be scheduled to coincide with MPO meetings.

3. Intergovernmental Management Committee. An Intergovernmental Management Committee shall be established to jointly administer this program and make recommendations on policy to the Blueprint 2000 Intergovernmental Agency and carry out the long range direction of the Blueprint 2000 Intergovernmental Agency. The Intergovernmental Management Committee shall meet at least quarterly and shall consist of the County Administrator and the City Manager.

Responsibilities of the Intergovernmental Management Committee:

- Monitor the operations of the program
- Implement an annual financial audit conducted by an independent public accounting firm licensed under Chapter 473, Florida Statutes, and an annual performance audit conducted by a firm qualified to perform such audits. The scope of the performance audit shall be established jointly by the County Administrator and the City Manager.
- Recommend approval of operating budget
- Recommend approval of long and short term work plans
- Recommend issuance of RFP's and consider for approval all purchasing, contracts, and change orders up to 20% of the costs of the project

4. Staffing. A Staff Director shall be approved by both the County Administrator and the City Manager and may be terminated by either the County Administrator or the City Manager. The County Administrator and the City Manager shall jointly evaluate the performance of the Staff Director at least annually. The Staff Director shall develop policies and procedures for the program which will be reviewed and approved by the County Administrator and the City Manager.

Responsibilities of the Staff Director:

- The Staff Director shall manage a multi-disciplinary staff and shall be responsible for carrying out the implementation of the Blueprint 2000 projects.
- The Staff Director and staff shall have the option of being County employees or City employees.
- Coordinate with the Blueprint 2000 Technical Coordinating Committee and submit a long range implementation plan, a 5 year plan and an annual work plan to the Management Committee.
- Prepare a public information plan and sustain effective relationships with stakeholders and affected parties to projects.
- Submit project status reports to the Intergovernmental Agency every six months.

5. Blueprint 2000 Technical Coordinating Committee. An intergovernmental coordinating committee shall be established to provide professional advice and technical expertise to the staff director on a project basis. The Blueprint 2000 Technical Coordinating Committee shall meet at least monthly and consist of an Assistant City Manager, the Assistant to the County Administrator, the Planning Director, the City Public Works Director, the County Transportation Engineering Director, the City Stormwater Manager, the County Chief of Stormwater Engineering, the City Growth Management Biologist, and the County Director of Environmental Compliance. Other staff may be added on a project basis.

Responsibilities of the Blueprint 2000 Technical Coordinating Committee:

- Work with Staff Director to ensure coordination with other ongoing and future projects and related issues.
- Review Blueprint 2000 project scope and implementation plans and make recommendations to Staff Director.
- Annually review City and County other projects to ensure coordination between governments.

6. Planning Department. The Planning Director shall serve as a member of the Blueprint 2000 Technical Coordinating Committee. In addition, the Planning Department shall assist in conducting, coordinating and advising on land use planning, sector planning, greenway planning and transportation planning, as well as serving as liaison with MPO planning.

7. Citizen Advisory Committee. A Citizen Advisory Committee shall be established to serve in an advisory capacity to the Blueprint 2000 Intergovernmental Agency. The Committee shall consist of nine members serving three year staggered terms. Four members shall be selected by the Blueprint 2000 Intergovernmental Agency from a list of three names for each position provided by the Economic and Environmental Consensus Committee (EECC) and shall include: 1 -EECC member, 1-financial expert with bonding experience, 1 -natural scientist/biologist, and 1 - planner. The remaining five members shall be selected as follows:

- 1-Chairman of the Economic Development Council
- 1-Representative appointed by the Capital City Chamber of Commerce
- 1-Chairman of the Planning Commission
- 1-Representative from Council of Neighborhood Associations
- 1-Representative from the Big Bend Environmental Forum

Responsibilities of the Citizen Advisory Committee:

- Review work plans, financial audits and performance audits and make recommendations to the Blueprint 2000 Intergovernmental Agency.

8. The proceeds of the surtax levied under this agreement shall be distributed to the County and the City throughout the term of this agreement as follows:

<u>Governmental Body</u>	<u>Share of Proceeds</u>
Leon County	50%
City of Tallahassee	50%

The County and the City agree that 80% of the total proceeds shall be used for Blueprint 2000 projects as approved by the County and City Commissions on July 10, 2000, and ratified in paragraph 10. The County and the City shall cause the funds to be placed in the Blueprint 2000 Intergovernmental Agency account within 10 working days of its receipt. The Intergovernmental Management Committee shall administer the spending of those funds on the projects listed in paragraph 10.

9. Permissible sales tax projects are restricted to the following categories:

- a. Stormwater and Water Quality
- b. Transportation Improvements
- c. Greenways and Parks and Recreation

10. The 80% share of proceeds dedicated to Blueprint 2000 projects shall be used for the purposes of funding Blueprint 2000 projects as approved by the County and City Commissions on July 10, 2000, as follows (a -i represent first priority, j -w represent second priority):

- a. Map 2A: Widening of Capital Circle NW from I-10 to Blountstown Hwy; (includes six lanes from I-10 to Tennessee Street without service roads, four lanes from Tennessee Street to Blountstown Hwy., and two interchanges); Water resource protection through greenway linkages, floodplain acquisition, protection and restoration of Gum Swamp system.
- b. Map 4: Widening of Capital Circle SE from Crawfordville Hwy. to St. Augustine Road; (Includes portion of Tram Road ROW for future transit; acquisition of environmentally sensitive areas and greenway connection between St. Marks Trail and Southwood; deletes proposed interchanges at Apalachee parkway and Crawfordville Road)
- c. Map 3: Franklin Boulevard improvements, roundabout at Franklin/Meridian/Gaines intersection; Reconstruction of Cascades Park with series of lakes for stormwater retrofit of urban area; Reconstruction of St. Augustine Branch as urban waterway with series of lakes for stormwater treatment; acquisition of land for phase II stormwater improvements along the central drainage ditch, greenways throughout the system and trailhead development.
- d. Water Quality Program - Funding for stormwater and water quality retrofit to be split 50/50 between City and county (includes \$10 million for retrofit and drainage improvements in Frenchtown watershed and \$5 million for various county retrofit projects in the urban area)

previously identified as high priority).

- e. Map 7: Phase I--Eastern Leon County groundwater and floodplain protection.
- f. Lafayette Basin floodplain/greenway land acquisition for future stormwater improvements and greenway connection from Lafayette Heritage Trail to Miccosukee greenway.
- g. Map 2B: Widening of Capital Circle SW from Blountstown Hwy. to Springhill Road; includes (Option 1-Realignment; includes ROW, construction, and stormwater for roadway improvements only, and land acquisition for future greenway).
- h. Map 2C: Widening of Capital Circle SW from Springhill Road to Crawfordville Road; (includes ROW, construction, and stormwater for roadway improvements only and land acquisition for future greenway).
- i. Map 5B: Land acquisition only for greenway linkages between Maclay Gardens, Timberlane Ravine, Goose Pond, and Tom Brown Park.
- j. Map 3, Segment 4: Old St. Augustine Branch stormwater improvements (Gamble Street to confluence with Munson Slough).
- k. Gaines Street Reconstruction and extension of Jackson Bluff Road (\$17 million)
- l. Map 6: Widening of Mahan Drive from Dempsey Mayo Road to I-10, and stormwater improvements for roadway and Lake Lafayette; trail head development.
- m. Map 2B/2C: Airport Gateway—Connector from Capital Circle SW to Lake Bradford Road.
- n. Map 7: Phase II—Eastern Leon County groundwater and floodplain protection.
- o. Map 1: Fred George and Ochlocknee River Basins stormwater improvements, groundwater protection, and greenway acquisition.
- p. Map 5A: Meridian Road intersection improvements and greenway connections from Timberlane Ravine to Klapp-Phipps-Overstreet Park.
- q. Water quality program funding—Phase II.
- r. Map 5B: Lake Lafayette Basin stormwater improvements and floodplain protection.
- s. Map 2C: Springhill Road ROW and construction; stormwater system and improvements from Springhill Road east to Indianhead Acres; greenways/trail development.
- t. Map 2B: Black Swamp restoration, regional stormwater pond, and Cascades to Munson slough greenway trail development.

- u. Map 4: Tram Road ROW and construction; interchange at Crawfordville Road.
- v. Map 2B: Roadway improvements connecting Capital Circle SW and Springhill Road and interchange at Orange Avenue and Capital Circle SW.
- w. Map 2A: Service Roads (Capital Circle NW)

11. The above listed projects can only be significantly amended, deleted, or added to if unforeseen conditions require such changes and if the Blueprint 2000 Intergovernmental Agency approves the change by a supermajority vote of the members of each body, after taking into consideration the recommendations of the of the Citizens' Advisory Committee, the Blueprint 2000 Technical Coordinating Committee, and the Intergovernmental Management Committee. Such a vote will not be taken until the Blueprint 2000 Intergovernmental Agency holds at least two noticed public hearings.

12. The 10% share of the proceeds dedicated to Leon County projects shall be used for the following purposes as approved by the County Commission on July 10, 2000, and ratified in County Resolution 00-30:

- a. Transportation Projects
- b. Stormwater and Water Quality
- c. Parks and Recreation Facilities
- d. Intersection Improvements, Bridges, Sidewalks, Bike Lanes, Bike Paths, Traffic Calming,
- e. Greenway and Bike Trails, and
- f. Other projects approved by the Board of County Commissioners.

13. The 10% share of the proceeds dedicated to City of Tallahassee projects shall be used for the following purposes as approved by the City Commission on July 10, 2000 and ratified in City Resolution 00-R-44:

- a. Transportation Projects
- b. Stormwater and Water Quality
- c. Parks and Recreation Facilities
- d. Gateway Enhancements
- e. Greenway and Bike Trails, and

f. Other projects approved by the City Commission.

14. The ballot language to be used for the referendum on the subject of discretionary sales surtax shall read as follows:

ONE CENT SALES TAX EXTENSION

To improve local and state roads; reduce traffic congestion; protect lakes and drinking water quality; reduce stormwater problems and flooding; protect and expand natural areas, parks, and recreational facilities; and seek matching funds from state and federal programs for these purposes, shall the existing one cent sales tax within Leon County be extended until December 31, 2019, with project spending subject to annual independent audit as well as review by a citizens advisory committee?

_____ FOR THE ONE CENT SALES TAX EXTENSION
_____ AGAINST THE ONE CENT SALES TAX EXTENSION

15. This agreement shall be effective only upon the passage of the local option referendum to be conducted on the November 2000 General Election Ballot. If such referendum measure is not passed, this agreement shall be of no force and effect.

16. If any paragraph, sentence, clause, phrase, or portion of this Interlocal Agreement for any reason is held to be invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining portions thereof.

17. All sales tax spending will be subject to an annual independent audit of the sales tax fund.

BOARD OF COUNTY COMMISSIONERS
LEON COUNTY, FLORIDA

BY: Jane G. Sauls
JANE G. SAULS, CHAIRMAN
BOARD OF COUNTY COMMISSIONERS



ATTESTED BY:
DAVE LANG, CLERK OF THE COURT

BY: John Stott
John Stott, Chief Deputy Clerk

APPROVED AS TO FORM:

COUNTY ATTORNEY'S OFFICE
LEON COUNTY, FLORIDA

BY: *Herb Thiele*

HERBERT W.A. THIELE, ESQ.
COUNTY ATTORNEY

John

CITY OF TALLAHASSEE

BY: *Scott Maddox*

SCOTT MADDOX, MAYOR

ATTESTED BY:

BY: *[Signature]*
CLERK

APPROVED AS TO FORM:
CITY ATTORNEY'S OFFICE
CITY OF TALLAHASSEE, FLORIDA

BY: *[Signature]*
JAMES ENGLISH, ESQ.
CITY ATTORNEY

APPROVED BY CITY COMMISSION
September 6, 2000

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