

CITY OF MARCO ISLAND

RESOLUTION 08- 53

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MARCO ISLAND, FLORIDA APPROVING THE COLLIER COUNTY INTERLOCAL AGREEMENT FOR PUBLIC SCHOOL FACILITY PLANNING AND SCHOOL CONCURRENCY (“INTERLOCAL AGREEMENT”) TO PROVIDE FOR PUBLIC SCHOOL FACILITY PLANNING AND IMPLEMENTATION OF SCHOOL CONCURRENCY AS REQUIRED BY FLORIDA LAW; AUTHORIZING THE CHAIRMAN TO EXECUTE THE INTERLOCAL AGREEMENT; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, legislation enacted by the 2005 Florida Legislature, amending Section 163.3180 and 163.3177, Florida Statutes, requires the implementation of public school facility planning and school concurrency ;and

WHEREAS, the School Board of Collier County, together with Collier County, Everglades City, and the City of Naples have negotiated terms and conditions in a proposed Collier County Interlocal Agreement for Public School Facility Planning and School Concurrency (“Interlocal Agreement”) to update their existing Public School Interlocal Agreement and satisfy their respective statutory obligations regarding public school facility planning and school concurrency; and

WHEREAS, the City of Marco Island has also been included in the proposed Interlocal Agreement as a party and is subject to the same state law requirements as the other local governments that are parties to the proposed Interlocal Agreement; and

WHEREAS, the parties are authorized to enter into this Agreement pursuant to Sections 163.01, 163.3177(6)(h)2 and Section 1013.33, Florida Statutes ; and

WHEREAS, the City Council of the City of Marco Island, Florida, hereby finds execution of the proposed Interlocal Agreement is in compliance with state law and is in the best interest of the public health, safety and welfare of the residents of the City of Marco Island, Florida.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MARCO ISLAND, FLORIDA, AS FOLLOWS:

SECTION 1. Recitals.

The foregoing "Whereas" clauses are hereby ratified and confirmed as being true, correct and incorporated into this Resolution.

SECTION 2. Approval of Interlocal Agreement. The City Council of the City of Marco Island hereby approves the Interlocal Agreement, attached hereto as Exhibit "A," to as part of its statutory obligation to plan for public school facilities and to implement school concurrency.

SECTION 3. Authorization. The Chairman of the City Council is hereby authorized to execute the Interlocal Agreement attached as Exhibit "A" on behalf of the City of Marco Island, Florida.

SECTION 4. Effective Date. This Resolution shall take effect immediately upon adoption.

The foregoing Resolution was adopted this 1st day of December 2008.

Attest:
FLORIDA

CITY OF MARCO ISLAND,

By: 

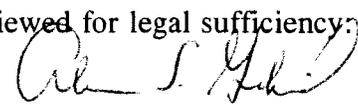
Laura M. Litzan, City Clerk

By: 

William D. Trotter, Chairman

(SEAL)

Reviewed for legal sufficiency:

By: 

Alan L. Gabriel, City Attorney