

RESOLUTION 19-2015

A RESOLUTION OF THE TOWN OF MALABAR, BREVARD COUNTY, FLORIDA, PROVIDING FOR COUNCIL APPROVAL OF THE ONE-YEAR EXTENSION TO THE INTERLOCAL AGREEMENT WITH BREVARD COUNTY FOR STORMWATER PROGRAM ADMINISTRATION AND MANAGEMENT; PROVIDING AN EFFECTIVE DATE.

WHEREAS, Malabar has participated in the previous Interlocal Agreements with Brevard County since 2001; and

WHEREAS, and this Agreement authorizes Brevard County to administer and manage the Town's Stormwater Program consistent with the policies, procedures, and practices of the County's Natural Resource Management Office Stormwater Program; and

WHEREAS, the Town of Malabar desires to extend this Intergovernmental Agreement for the one-year period from 2015 to 2016 per the Agreement.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF MALABAR, BREVARD COUNTY, FLORIDA, that:

Section 1. The Town Council of Malabar, Brevard County, Florida, hereby approves and directs that the one-year extension to the Interlocal Agreement attached as Exhibit "A" to be signed by the Mayor.

Section 2. The Town Council of Malabar, Brevard County, Florida, hereby authorizes and directs that the signed one-year extension to the Interlocal Agreement be forwarded to the Brevard County Department of Natural Resources.

Section 3. This Resolution shall take effect immediately upon its adoption.

This Resolution was moved for adoption by Council Member Vail.
This motion was seconded by Council Member Acquaviva and, upon being put to vote, the vote was as follows:

Council Member Grant Ball

Aye

Council Member Brian Vail	<u>Aye</u>
Council Member Don Krieger	<u>Nay</u>
Council Member Dick Korn	<u>Aye</u>
Council Member Marisa Acquaviva	<u>Aye</u>

This Resolution was then declared to be duly passed and adopted this 24th day of August, 2015.

4-1

By: TOWN OF MALABAR

Carl A. Beatty
 Mayor Carl A. Beatty, Council Chair

ATTEST:

Debby K. Franklin
 Debby K. Franklin, C.M.C.
 Town Clerk/Treasurer

(seal)

Approved as to form and content:

Karl W. Bohne, Jr.
 Karl W. Bohne, Jr., Town Attorney

"A"



Natural Resources Management Department
2725 Judge Fran Jamieson Way
Building A, Room 219
Viera, Florida 32940

BOARD OF COUNTY COMMISSIONERS

August 13, 2015

Bonilyn Wilbanks
Town Administrator
Town of Malabar
2725 Malabar Road
Malabar, Florida 32950-4427

RE: Stormwater Utility Interlocal Agreement

Dear Ms. Bonilyn:

This is to notify you that in accordance with the Stormwater Interlocal Agreement entered on September 4, 2012, by and between Brevard County and the Town of Malabar, for services related to the administration of the City's stormwater utility, the agreement three year term will expire on September 4, 2015. Per the terms of the agreement (attached) Section 22, Duration of Agreement, stipulates that the County may extend this agreement in one year increments beyond the initial three year period, by mutual written consent of both parties.

By signing below the Brevard County Natural Resources Director, and the Town of Malabar Mayor agree to extend the agreement for a period of one year until September 4, 2016.

Carl A. Beatty, Mayor
Town of Malabar
(As Approved by the Town Council on
August 6, 2012)

Virginia Barker, Interim Director
Brevard County
Natural Resources Management Department
(As approved by the Board on
September 4, 2012)

C: Stockton Whitten, County Manager
Debbie Franklyn, City Clerk