

City of South Daytona


Office of the City Manager

Post Office Box 214960 • South Daytona, FL 32121 • 386/322-3010 • FAX 386/322-3008



MEMORANDUM

To: The Honorable Mayor and Members of the City Council

From: James L. Gillis, Jr., City Manager 

Re: Resolution No. 2020-27 Authorizing the Mayor to Execute a One Year Renewal to the Interlocal Agreement for the Distribution of the Local Option Fuel Tax

Date: August 7, 2020

On September 22, 2003, the City of South Daytona entered into an interlocal agreement with the County of Volusia for the distribution of the 6-cent and 5-cent local option fuel taxes. That agreement is set to expire at the end of the month on August 31, 2020.

Earlier this year, the cities began negotiating with the County to adjust the distribution formula. Due to the COVID-19 pandemic negatively affecting fuel sales, it was decided by all cities that extending the existing agreement one additional year was prudent.

Attached, please find Resolution No. 2020-27 authorizing the Mayor to execute that one-year renewal. If approved, the renewal will be extended until August 31, 2021. This extension will give the sale of fuel time to stabilize so that we can adequately adjust the formula for future years.

All the cities in Volusia County are placing this one-year renewal agreement on their council or commission agendas this month for approval. The County is requesting that two original signature pages be forwarded to them before August 31, 2020 prior to the original agreement's expiration date.

RESOLUTION NO. 2020-27

A RESOLUTION OF THE CITY OF SOUTH DAYTONA, FLORIDA, AUTHORIZING THE MAYOR TO EXECUTE A ONE YEAR RENEWAL TO THE INTERLOCAL AGREEMENT FOR DISTRIBUTION OF PROCEEDS OF LOCAL OPTION FUEL TAX; PROVIDING FOR REPEAL OF RESOLUTIONS IN CONFLICT HEREWITH; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of South Daytona entered into an interlocal agreement with the County of Volusia for the distribution of local option fuel tax on September 22, 2003; and

WHEREAS, that interlocal agreement is set to expire on August 31, 2020 unless otherwise extended; and

WHEREAS, both parties desire to renew the interlocal agreement and its distribution formula for the proceeds of the 6-cent and 5-cent local option fuel taxes for one additional year.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SOUTH DAYTONA, FLORIDA, THAT:

SECTION 1. The City Council of the City of South Daytona hereby authorizes the Mayor to execute a one year renewal to the interlocal agreement for distribution of proceeds of local option fuel tax as requested, a copy of which has been attached to this document for reference.

SECTION 2. Repealer. All prior resolutions, if any, which conflict with this Resolution are hereby repealed.

SECTION 3. Severability. If any section, subsection, sentence, clause, phrase, or portion of this Resolution, or application hereof, is for any reason held invalid or unconstitutional by any Court, such portion or application shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions or application hereof.

SECTION 4. Effective Date. This Resolution shall become effective immediately upon its adoption.

PASSED AND ADOPTED upon first and final reading at a regular meeting of the
City Council of the City of South Daytona held in the City of South Daytona, Florida, on
the _____ day of _____, 2020.

SIGNED:

William C. Hall
Mayor

ATTEST:

James L. Gillis, Jr.
City Manager

APPROVED AS TO FORM:

Scott E. Simpson
City Attorney

**ONE YEAR RENEWAL TO THE INTERLOCAL AGREEMENT
FOR DISTRIBUTION OF PROCEEDS OF LOCAL
OPTION FUEL TAX SEPTEMBER 1, 2020 – AUGUST 31, 2021**

THIS RENEWAL AGREEMENT is entered into between the COUNTY OF VOLUSIA, a political subdivision of the State of Florida, and the municipalities by which it is executed.

WHEREAS, the existing Interlocal Agreement governing the distribution of the local option fuel taxes expires on midnight, August 31, 2020; and

WHEREAS, the parties desire to renew the Interlocal Agreement and its distribution formula for the proceeds of the 6-Cent and 5-Cent Local Option Fuel Taxes for an additional one year.

NOW, THEREFORE, for and in consideration of the premises above, and the mutual covenants contained herein, the parties hereby agree as follows:

1. The Interlocal Agreement for Distribution of Proceeds of Local Option Fuel Tax executed on September 22, 2003, is hereby renewed for an additional one (1) year, beginning 12:01 a.m., September 1, 2020, and ending midnight, August 31, 2021.
2. All other terms and conditions of the Interlocal Agreement are hereby ratified and continue in full force and effect.
3. This Renewal Agreement shall become effective if it shall have been executed by the County and by participating municipalities representing a majority of the population of the incorporated area of the County by August 31, 2020.
4. This Renewal Agreement may be executed by the parties in counterparts, and each counterpart shall be deemed an original.

IN WITNESS WHEREOF, the parties hereto have duly executed this Renewal Agreement
on the date set forth below.

ATTEST:

COUNTY OF VOLUSIA, a political subdivision
of the State of Florida

George Recktenwald
County Manager

BY: _____
Ed Kelley
County Chair

DATE: _____

**ONE YEAR RENEWAL TO THE INTERLOCAL AGREEMENT FOR DISTRIBUTION OF PROCEEDS
OF LOCAL OPTION FUEL TAX SEPTEMBER 1, 2020 – AUGUST 31, 2021**

ATTEST:

CITY OF DAYTONA BEACH, a Florida municipal
corporation

JAMES V. CHISHOLM
City Manager

BY: _____
DERRICK L. HENRY
Mayor

LETITIA LAMAGNA
City Clerk

DATE: _____

**ONE YEAR RENEWAL TO THE INTERLOCAL AGREEMENT FOR DISTRIBUTION OF PROCEEDS
OF LOCAL OPTION FUEL TAX SEPTEMBER 1, 2020 – AUGUST 31, 2021**

ATTEST:

**CITY OF DAYTONA BEACH SHORES,
a Florida municipal corporation**

MICHAEL T. BOOKER
City Manager

BY: _____
NANCY MILLER
Mayor

CHERI SCHWAB
City Clerk

DATE: _____

**ONE YEAR RENEWAL TO THE INTERLOCAL AGREEMENT FOR DISTRIBUTION OF PROCEEDS
OF LOCAL OPTION FUEL TAX SEPTEMBER 1, 2020 – AUGUST 31, 2021**

ATTEST:

CITY OF DEBARY, a Florida municipal
corporation

CARMEN ROSAMONDA
City Manager

BY: _____

KAREN CHASEZ
Mayor

ANNETTE HATCH
City Clerk

DATE: _____

**ONE YEAR RENEWAL TO THE INTERLOCAL AGREEMENT FOR DISTRIBUTION OF PROCEEDS
OF LOCAL OPTION FUEL TAX SEPTEMBER 1, 2020 – AUGUST 31, 2021**

ATTEST:

CITY OF DELAND, a Florida municipal
corporation

MICHAEL PLEUS
City Manager

BY: _____

ROBERT F. APGAR
Mayor

JULIE HENNESSY
City Clerk

DATE: _____

**ONE YEAR RENEWAL TO THE INTERLOCAL AGREEMENT FOR DISTRIBUTION OF PROCEEDS
OF LOCAL OPTION FUEL TAX SEPTEMBER 1, 2020 – AUGUST 31, 2021**

ATTEST:

CITY OF DELTONA, a Florida municipal
corporation

MARC-ANTONIE COOPER
Interim City Manager

BY: _____
HEIDI K. HERZBERG
Mayor

JOYCE RAFTERY
City Clerk

DATE: _____

**ONE YEAR RENEWAL TO THE INTERLOCAL AGREEMENT FOR DISTRIBUTION OF PROCEEDS
OF LOCAL OPTION FUEL TAX SEPTEMBER 1, 2020 – AUGUST 31, 2021**

ATTEST:

CITY OF EDGEWATER, a Florida municipal
corporation

GLENN A. IRBY
City Manager

BY:

MICHAEL THOMAS
Mayor

ROBIN MATUSICK
City Clerk

DATE: _____

**ONE YEAR RENEWAL TO THE INTERLOCAL AGREEMENT FOR DISTRIBUTION OF PROCEEDS
OF LOCAL OPTION FUEL TAX SEPTEMBER 1, 2020 – AUGUST 31, 2021**

ATTEST:

CITY OF HOLLY HILL, a Florida municipal
corporation

JOE FORTE
City Manager

BY: _____
CHRIS VIA
Mayor

VALERIE MANNING
City Clerk

DATE: _____

**ONE YEAR RENEWAL TO THE INTERLOCAL AGREEMENT FOR DISTRIBUTION OF PROCEEDS
OF LOCAL OPTION FUEL TAX SEPTEMBER 1, 2020 – AUGUST 31, 2021**

ATTEST:

CITY OF LAKE HELEN, a Florida municipal
corporation

BECKY WITTE
City Administrator

BY: _____
DAISY RAISLER
Mayor

LAUREN OLSEN
City Clerk

DATE: _____

**ONE YEAR RENEWAL TO THE INTERLOCAL AGREEMENT FOR DISTRIBUTION OF PROCEEDS
OF LOCAL OPTION FUEL TAX SEPTEMBER 1, 2020 – AUGUST 31, 2021**

ATTEST:

CITY OF NEW SMYRNA BEACH, a Florida
municipal corporation

KHALID RESHEIDAT
City Manager

BY: _____
RUSS OWEN
Mayor

KELLY McQUILLEN
City Clerk

DATE: _____

**ONE YEAR RENEWAL TO THE INTERLOCAL AGREEMENT FOR DISTRIBUTION OF PROCEEDS
OF LOCAL OPTION FUEL TAX SEPTEMBER 1, 2020 – AUGUST 31, 2021**

ATTEST:

CITY OF OAK HILL, a Florida municipal
corporation

KOHN EVANS
City Administrator / City Clerk

BY: _____
DOUGLAS A. GIBSON
Mayor

Witness

DATE: _____

**ONE YEAR RENEWAL TO THE INTERLOCAL AGREEMENT FOR DISTRIBUTION OF PROCEEDS
OF LOCAL OPTION FUEL TAX SEPTEMBER 1, 2020 – AUGUST 31, 2021**

ATTEST:

CITY OF ORANGE CITY, a Florida municipal
corporation

DALE ARRINGTON
City Manager

BY: _____
GARY BLAIR
Mayor

GLORIA THOMAS
City Clerk

DATE: _____

**ONE YEAR RENEWAL TO THE INTERLOCAL AGREEMENT FOR DISTRIBUTION OF PROCEEDS
OF LOCAL OPTION FUEL TAX SEPTEMBER 1, 2020 – AUGUST 31, 2021**

ATTEST:

CITY OF ORMOND BEACH, a Florida municipal
corporation

JOYCE SHANAHAN
City Manager

BY: _____
BILL PARTINGTON
Mayor

COLBY J. CILENTO
City Clerk

DATE: _____

**ONE YEAR RENEWAL TO THE INTERLOCAL AGREEMENT FOR DISTRIBUTION OF PROCEEDS
OF LOCAL OPTION FUEL TAX SEPTEMBER 1, 2020 – AUGUST 31, 2021**

ATTEST:

**TOWN OF PIERSON, a Florida municipal
corporation**

CARMEN M. SPELORZI
Town Administrator / Town Clerk

BY: _____
VACANT
Mayor

BY: _____
SAMUEL G. S. BENNETT
Chairman

Witness

DATE: _____

**ONE YEAR RENEWAL TO THE INTERLOCAL AGREEMENT FOR DISTRIBUTION OF PROCEEDS
OF LOCAL OPTION FUEL TAX SEPTEMBER 1, 2020 – AUGUST 31, 2021**

ATTEST:

TOWN OF PONCE INLET, a Florida municipal
corporation

JEANEEN C. WITT
Town Manager

BY: _____

GARY L. SMITH
Mayor

KIM CHERBANO
Deputy Clerk

DATE: _____

**ONE YEAR RENEWAL TO THE INTERLOCAL AGREEMENT FOR DISTRIBUTION OF PROCEEDS
OF LOCAL OPTION FUEL TAX SEPTEMBER 1, 2020 – AUGUST 31, 2021**

ATTEST:

CITY OF PORT ORANGE, a Florida municipal
corporation

MICHAEL JOHANSSON
City Manager

BY: _____
DONALD O. BURNETTE
Mayor

ROBIN FENWICK
City Clerk

DATE: _____

**ONE YEAR RENEWAL TO THE INTERLOCAL AGREEMENT FOR DISTRIBUTION OF PROCEEDS
OF LOCAL OPTION FUEL TAX SEPTEMBER 1, 2020 – AUGUST 31, 2021**

ATTEST:

CITY OF SOUTH DAYTONA, a Florida municipal
corporation

JAMES L. GILLIS, JR.
City Manager

BY: _____
WILLIAM C. HALL
Mayor

DEBBIE FITZGERALD
Deputy City Clerk

DATE: _____

**ONE YEAR RENEWAL TO THE INTERLOCAL AGREEMENT FOR DISTRIBUTION OF PROCEEDS
OF LOCAL OPTION FUEL TAX SEPTEMBER 1, 2020 – AUGUST 31, 2021**