

## **RESOLUTION NO. 2022- \_**

A RESOLUTION OF THE VILLAGE OF LAZY LAKE, BROWARD COUNTY, FLORIDA, APPROVING A SECOND AMENDMENT TO THE INTERLOCAL AGREEMENT FOR PLAN REVIEW AND PERMIT INSPECTION SERVICES RELATING TO ZONING APPROVAL AND CODE ENFORCEMENT TO BE PERFORMED BY BROWARD COUNTY; AUTHORIZING THE MAYOR TO EXECUTE THE SECOND AMENDMENT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE THEREFOR.

**WHEREAS**, the Village of Lazy Lake ("Village") and Broward County ("County") entered into that certain Interlocal Agreement dated February 27, 2018 ("Agreement"), pursuant to Section 163.01, Florida Statutes, also known as the "Florida Intergovernmental Cooperation Act of 1969" (attached as **Exhibit "A"**), whereby Village procured the services of County for the performance of plan review and permit inspection services relating to zoning approval and code enforcement of Village's Zoning Code within the municipal boundaries of Village; and

**WHEREAS**, the Agreement provides for the services to be performed by County through the Building Code Division of the Resilient Environment Department; and

**WHEREAS**, the parties entered into a First Amendment to the Agreement, which was recorded on September 14, 2021, in the public records of Broward County, that provides for code enforcement citations and hearings be brought before County's Hearing Officer/Special Master; and

**WHEREAS**, the Agreement expired on September 30, 2022; and

**WHEREAS**, the parties desire to amend the Agreement to retroactively extend its termination date for an additional five (5) year term and to clarify that Village is paying to the County upfront administrative costs for code enforcement and is therefore entitled to any administrative costs collected as a result of an order entered by the County Hearing Officer/Special Master pursuant to the terms of the Agreement; and

**WHEREAS**, this Second Amendment amends the Agreement accordingly.

**NOW, THEREFOR, BE IT RESOLVED BY THE VILLAGE COUNCIL OF THE VILLAGE OF LAZY LAKE, FLORIDA, THAT:**

**Section 1.** The foregoing recitals are true and correct and incorporated herein.

**Section 2.** The Village Council hereby approves the Second Amendment to the Agreement with the County which will extend its termination date to September 30, 2027, and grant the Village administrative costs collected as a result of an order entered by the County Hearing Officer/Special Master.

**Section 3.** The Mayor is authorized to execute the Second Amendment, attached hereto as **Exhibit “B”**, and deliver the signed Second Amendment to the County, for execution.

**Section 4.** Should any section, paragraph, sentence, clause, phrase, or other part of this Resolution be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of this Resolution as a whole or any portion or part thereof, other than the part so declared to be invalid.

**Section 5.** This Resolution shall become effective immediately after passage by the Village Council and by signature by the Mayor.

**PASSED AND ADOPTED BY THE VILLAGE COUNCIL** this \_\_\_\_ day of \_\_\_\_\_, 2022.

<b><u>Council Member</u></b>	<b><u>Voice Vote</u></b>	<b><u>Absent</u></b>
Patrick Kaufman	Yea ____ Nay ____	____
Carlton Kirby	Yea ____ Nay ____	____
Ray Nyhuis	Yea ____ Nay ____	____
Jeff Grenell	Yea ____ Nay ____	____
Robert Strusinski	Yea ____ Nay ____	____

**SIGNED BY THE MAYOR** this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

\_\_\_\_\_  
Mayor Richard Willard

ATTEST:

APPROVED AS TO FORM:

\_\_\_\_\_  
Tedra Allen  
Village Administrative Assistant

\_\_\_\_\_  
Pamala H. Ryan  
Village Attorney