

CITY OF VENICE CONSENT FOR USE OF IMPACT FEES

WHEREAS, the City of Venice, a municipal corporation organized under the Laws of the State of Florida (the “City”), has entered into a Road Impact Fee Interlocal Agreement (Contract No. 90-446) and a Mobility Fee Collection Interlocal Agreement (Contract No. 2017-114) with Sarasota County (the “County”), which outline procedures for collecting and managing road and mobility fees for maintaining an integrated transportation financing plan within the County and the City; and

WHEREAS, the City adopted Resolution No. 2021-28 requesting Sarasota County to designate Laurel Road as a priority road project and expand and improve the segment from Knights Trail Eastward to Jacaranda Boulevard; and

WHEREAS, Resolution No. 2021-28 states that “[t]he City endorses the use of unencumbered and uncommitted Venice Road and Mobility Impact fees towards this project, and pledges to work with the County in determining the Venice impact fees available for this project; and

WHEREAS, the County and the Laurel Road Community Development District (the “District”) have entered into an Interlocal Agreement relating to the Construction, Construction Engineering and Inspection, and Construction Management of Laurel Road (the “Agreement”); and

WHEREAS, the City, the County, and the District will benefit from the construction of an approximately 1.437-mile segment of Laurel Road within the City, which includes expansion from two to four lanes, addition of bike lanes, median with turn lanes, street lighting, sidewalks, stormwater management and drainage facilities, utility and intersection enhancements (the “Improvements”); and

WHEREAS, the County and the State of Florida Department of Transportation (“FDOT”) have entered into a State-Funded Grant Agreement (FPN 452842-1-54-01) to partially fund the Improvements; and

WHEREAS, the City is agreeable for the County to utilize funds collected pursuant to the Road Impact Fee Interlocal Agreement and the Mobility Fee Collection Interlocal Agreement towards the construction, construction engineering and inspection (CEI), and construction management of the Improvements.

NOW, THEREFORE, the City hereby consents and agrees as follows:

1. **Consent for Use of Funds:** The City consents to the use by the County of funds collected pursuant to the Road Impact Fee Interlocal Agreement and the Mobility Fee Collection Interlocal Agreement, in an amount not to exceed Eight Million Dollars and 00/100 cents (\$8,000,000.00), towards the construction, CEI, and construction management of the Improvements, subject to the terms of the Interlocal Agreement Between Sarasota County, Florida and the Laurel Road Community Development District Relating to the Construction of Laurel Road.

2. **Right of Way Acquisition:** The City consents to the use by the County of the aforementioned funds for the right of way acquisition needed for the construction of the Improvements, subject to the terms Interlocal Agreement Between Sarasota County, Florida and the Laurel Road Community Development District Relating to the Construction of Laurel Road.
3. **Documentation and Reporting:** The County will provide the City with updates on the use of funds, progress of the Improvements, and any other relevant information as reasonably requested by the City.
4. **Duration:** This consent shall remain in effect, unless otherwise terminated or amended by mutual written agreement of the City and the County.

IN WITNESS WHEREOF, the City has executed this Consent for Use of Impact Fees on the date indicated below:

CITY OF VENICE, FLORIDA

Nick Pachota, Mayor

ATTEST:

Kelly Michaels, City Clerk

Date: _____

APPROVED AS TO FORM:

Kelly Fernandez, City Attorney