

**RESOLUTION NO. 2023-038**

**A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF COCONUT CREEK, FLORIDA, AUTHORIZING THE MAYOR AND THE CITY MANAGER, OR DESIGNEE, TO EXECUTE THE ATTACHED INTERLOCAL AGREEMENT BETWEEN BROWARD COUNTY AND THE CITY OF COCONUT CREEK FOR THE DIVISION AND DISTRIBUTION OF THE PROCEEDS FROM THE BROWARD COUNTY ADDITIONAL THREE-CENT LOCAL OPTION GAS TAX ON MOTOR FUEL; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the City of Coconut Creek (“City”) is a municipality located within Broward County, Florida, and the City represents that the City is eligible to receive a portion of the additional Three-Cent Local Option Gas Tax, as imposed by the Broward County Three-Cent Local Option Gas Tax on Motor Fuel Ordinance; and

**WHEREAS**, Forty-eight and Seventy-three hundredths percent (48.73%) of said additional Three-Cent Local Option Gas Tax on motor fuel proceeds shall be distributed to the County, and the remaining Fifty-one and Twenty-seven hundredths percent (51.27%) shall be divided among and distributed to the eligible municipalities within the County as follows:

Population of Individual Municipality / Total Incorporated Area Population x 51.27% = FY2024 Percentage Share of Proceeds; and

**WHEREAS**, the City Commission finds and determines that this Interlocal Agreement is in the best interest of the residents of the City of Coconut Creek.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF COCONUT CREEK, FLORIDA:**

**Section 1:** That the foregoing “WHEREAS” clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this resolution. All exhibits attached hereto are incorporated herein and made a specific part of this resolution.

**Section 2:** That the City Commission has reviewed and hereby approves the Interlocal Agreement with Broward County for the division and distribution of the proceeds

from the Broward County Additional Three-Cent Local Option Gas Tax on motor fuel, attached hereto and made a part hereof, by and between Broward County and the City of Coconut Creek, and hereby authorizes the Mayor and the City Manager, or designee, to execute said agreement.

**Section 3:** That if any clause, section, other part or application of this resolution is held by any court of competent jurisdiction to be unconstitutional or invalid, in part or in application, it shall not affect the validity of the remaining portion or applications of this resolution.

**Section 4:** That this resolution shall be in full force and effect immediately upon its adoption.

**Adopted this day \_\_\_\_\_ of \_\_\_\_\_, 2023.**

\_\_\_\_\_  
Joshua Rydell, Mayor

Attest:

\_\_\_\_\_  
Joseph J. Kavanagh, City Clerk

Rydell \_\_\_\_\_  
Welch \_\_\_\_\_  
Tooley \_\_\_\_\_  
Railey \_\_\_\_\_  
Brodie \_\_\_\_\_