

RESOLUTION 2023-21

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF LAKE CLARKE SHORES, FLORIDA PERTAINING TO THE SECOND AMENDED AND RESTATED INTERLOCAL AGREEMENT RELATING TO THE CREATION OF THE FLORIDA RESILIENCY AND ENERGY DISTRICT

WHEREAS, the Town of Lake Clarke Shores, Florida (the “Town”) and the City of Fernandina Beach, Florida (the “City”) have previously entered into that certain Second and Amended and Restated Interlocal Agreement Relating to the Creation of the Florida Resiliency and Energy District, dated as of April 11, 2017 (the “Interlocal Agreement”), providing for the creation of the Florida Resiliency and Energy District (the “District”) which may, pursuant to Section 163.08(2)(a), Florida Statutes, finance Qualifying Improvements through a voluntary assessment program; and

WHEREAS, the Interlocal Agreement recognizes the Town and the City as Founding Members of the District, and in that capacity affords each Founding Member the right to appoint a member to serve on the Governing Board of the District; and

WHEREAS, the Town has determined that it is in the best interest of its citizens to forego future participation as a Governing Board member of the District.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF LAKE CLARKE SHORES, FLORIDA, as follows:

SECTION 1. PURPOSE. The Town acknowledges that the purpose of the Interlocal Agreement is to facilitate the financing of Qualifying Improvements through a PACE program, in accordance with Section 163.08, Florida Statutes, and to provide an efficient process for real property owners within the jurisdictional boundaries of the District to access the PACE program and permit the District to administer the PACE program within the jurisdictional boundaries of the Town.

SECTION 2. GOVERNING BOARD/CONVERSION OF PARTY STATUS. Upon the execution and recordation of the Limited Purpose Party Membership Agreement attached hereto as Exhibit A (the “LPPMA”), the Town hereby relinquishes its right in its capacity as a Founding Member to appoint an individual to serve on the Governing Board, and the Town’s continued participation in the Interlocal Agreement shall be in the capacity of a Limited Purpose Party (as defined in the Interlocal Agreement).

(Remainder of this page is intentionally left blank)

PASSED AND ADOPTED by the Town Council of the Town of Lake Clarke Shores, Florida, this 30th day of May, 2023.

	FOR	AGAINST
BY: _____ Gregory Freebold, Mayor	_____	_____
_____	_____	_____
Robert M. W. Shalhoub, Vice Mayor	_____	_____
_____	_____	_____
Valentin Rodriguez, Jr., President Pro Tem	_____	_____
_____	_____	_____
Robert O. Gonzalez, Council Member	_____	_____
_____	_____	_____
Jon Maples, Council Member	_____	_____

ATTEST:

BY: _____
Mary Pinkerman, Town Clerk

Resolution 2023-21 Sponsored by the Town Council