

## **AMENDED INTERLOCAL AGREEMENT**

**THIS AGREEMENT** made this \_\_\_\_ day of \_\_\_\_\_, 2010, by and between Wakulla County (hereinafter referred to as “County”), and City of St. Marks, (hereinafter referred to as “City”).

**WHEREAS**, pursuant to Section 163.01, Florida Statutes, the Florida Interlocal Cooperation Act of 1969, the County and the City are authorized to enter into interlocal agreements to permit local government units to make the most efficient use of their powers by enabling them to cooperate with other localities on a basis of mutual advantage that will accord best with geographic, economic and other factors influencing the needs and development of local communities; and

**WHEREAS**, the City has recently taken possession of 55 acres of real property, formerly known as the “St. Marks Refinery”, located at 627 Port Leon Drive, St. Marks, Florida, as further described as Parcel #02-4S-01E-000-05565-000 (hereinafter referred to as the “Property”); and

**WHEREAS**, the City has received a quit claim deed to the Property through the United States Bankruptcy Court; and

**WHEREAS**, the City has undertaken additional environmental tests and other analysis to determine potential uses of the Property for the benefit of citizens of St. Marks, Florida, and Wakulla County; and

**WHEREAS** the City has obtained grants to assist in mitigating and cleaning up the contamination on the Property; and

**WHEREAS** the former owner did not pay all ad valorem taxation due on said Property and tax certificates have issued on the property indicating total amounts due as identified hereafter; and

**WHEREAS**, there is \$25,117.77 due as ad valorem assessed taxation on that Property owed to the County, plus \$7,027.66 as penalties for a total of \$32,145.43, and the tax certificates have been issued to the County for non payment of said taxes; and

**WHEREAS** the City has paid all other current tax certificates including amounts due the Wakulla County School Board except for penalties and interest waived by the Wakulla County School Board; and

**WHEREAS** it is in the best interest of both parties and the citizens of the County to cooperate and advance the economic development of said Property, all for the benefit of citizens of the County and City.

**NOW, THEREFORE**, the parties agree as follows:

1. Pursuant to Chapter 163, Florida Statutes, this amended interlocal agreement is permitted in accordance with applicable law.
2. The County agrees to acknowledge payment in full of all taxes due to the County and to grant the City a credit in a monetary amount equal to the amount of the taxes. The City agrees that the monetary credit granted to the City in the amount of the taxes will be utilized by the City to advance the economic development of the Property. The County is not acknowledging payment nor granting a credit to the City of any taxes that may be due to any entity other than Wakulla County.
3. The County and Tax Collector acknowledge this amended interlocal agreement as evidence of payment for those taxes due to the County.

4. A copy of this amended interlocal agreement shall be filed with the Clerk of the Court of Wakulla County, Florida.

**APPROVED** by the City, by vote this \_\_\_\_ day of \_\_\_\_\_, 2010.

CITY OF ST. MARKS

\_\_\_\_\_  
Phil Cantner, Mayor

ATTEST: \_\_\_\_\_

**APPROVED** by the County, by vote this \_\_\_\_ day of \_\_\_\_\_, 2010.

BOARD OF COUNTY COMMISSIONERS  
OF WAKULLA COUNTY, FLORIDA

\_\_\_\_\_  
Howard Kessler, Chairman

ATTEST: \_\_

\_\_\_\_\_  
Brent X. Thurmond, Ex Officio Clerk  
to the Board