

RESOLUTION NO. R2025-08

A RESOLUTION OF WELLINGTON, FLORIDA'S COUNCIL APPROVING THE RENEWAL OF THE INTERLOCAL AGREEMENT WITH PALM BEACH COUNTY TO REDETERMINE, RE-ADOPT AND RATIFY THE EXISTING DISTRIBUTION FORMULA FOR SIX (6) CENT LOCAL OPTION FUEL TAX; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Section 336.025(1)(a), Florida Statutes ("Statute") authorizes a one (1), two (2), three (3), four (4), five (5), and/or six (6) cent local option fuel tax to be levied upon the sale of every gallon of motor fuel and special fuel within the Palm Beach County; and

WHEREAS, pursuant to the Statute, in 1995, Palm Beach County re-levied the six (6) cent local option fuel tax (the "Tax") for a 30 year term, as provided in Palm Beach County Code Chapter 17, Article I, Section 17-3 (The "1995 Ordinance"). Pursuant to the Statute, and prior to enacting the 1995 Ordinance, Palm Beach County established by interlocal agreement with various municipalities representing a majority of the population of the incorporated area within Palm Beach County, the distribution formula for dividing the entire proceeds of the Tax among Palm Beach County and all eligible municipalities within the Palm Beach County (collectively, "1995 ILA"); and

WHEREAS, the 1995 Ordinance and the 1995 Interlocal Agreement will, by their own terms and in accordance with the Statute, terminate on August 31, 2025; and

WHEREAS, Palm Beach County desires to once again re-levy and re-impose the Tax for a new 30-year term pursuant to the Statute, and enter into this Interlocal Agreement to redetermine the distribution formula for dividing the entire proceeds of the Tax among Palm Beach County and all eligible municipalities within Palm Beach County; and

WHEREAS, representatives of Palm Beach County and the various municipalities, utilizing the Palm Beach County League of Cities, Inc., (League) have met and negotiated mutually acceptable terms and conditions for this Interlocal Agreement, which terms are set forth herein; and

WHEREAS, once effective, this Interlocal Agreement re-adopts and ratifies the distribution formula currently in effect for dividing the entire proceeds of the Tax among Palm Beach County and all eligible municipalities within Palm Beach County.

NOW, THEREFORE, BE IT RESOLVED BY WELLINGTON, FLORIDA'S COUNCIL that:

SECTION 1. The foregoing recitals are hereby affirmed and ratified.

SECTION 2. The Wellington Council hereby accepts and approves the Interlocal Agreement with Palm Beach County in the form attached hereto as Exhibit A and hereby authorizes the Mayor and Village Clerk to execute the Agreement.

SECTION 3. This Resolution shall be governed by the laws of the State of Florida.

SECTION 4. This Resolution shall become effective immediately upon its passage.

PASSED AND ADOPTED this 11th day of March 2025.

ATTEST:

VILLAGE OF WELLINGTON

By: _____
Chevelle D. Hall, MMC, Village Clerk

By: _____
Michael J. Napoleone, Mayor

**APPROVED AS TO FORM
AND LEGAL SUFFICIENCY**

By: _____
Laurie Cohen, Village Attorney