



Town of Lake Park Town Commission

Agenda Request Form

Meeting Date: March 25, 2026

Originating Department: Town Manager & Community Development
Resolution 25-03-26 - Interlocal Agreement (1st Amendment) -
Collection of Transportation Capacity Impact Fees - Palm Beach County

Agenda Title: (Additional 12 Months)

Agenda Category (i.e., Consent, New Business, etc.): **Consent**

Approved by Town Manager: _____ **Date:** _____

Cost of Item: None **Funding Source:** None

Account Number: _____ **Finance Signature:** _____

Advertised:

Date: N/A **Newspaper:** _____

Attachments: Resolution with Exhibit "A" (Interlocal Agreement); Original ILA

Please initial one:

_____ Yes I have notified everyone

RR/ND _____ Not applicable in this case

Summary Explanation/Background:

The Town's Community Development Department has identified a need to request a 12-month extension to the current Interlocal Agreement (ILA) with Palm Beach County to ensure compliance with Florida State Statute § 163.3180, which provides that if a county and municipality charge a developer of a new development or redevelopment a fee for transportation capacity impacts, the county and municipality must create and execute an interlocal agreement to coordinate the mitigation of their respective transportation capacity impacts.

As a result, the Town and the County have agreed to proceed with the extension, which will also provide additional time for the Town to continue working to solicit competitive bids to select a consultant to study and advise on the creation of new Town-wide impact fees (including the identification of transportation projects as part of the update to the Town's mobility plan and fee schedule).

Note: The Town previously adopted Town-wide mobility fees pursuant to Section 163.3180, Florida Statutes, and the Board of County Commissioners previously adopted countywide impact fees pursuant to Section 1.3 of the Palm Beach County Charter.

The current ILA has enabled the collection and distribution of all County impact fees within the Town's jurisdiction and will also provide for the proportionate mitigation of new development or redevelopment impact on the County's transportation facilities capacity and the distribution of revenue to address transportation capacity impacts based on the Parties' respective transportation fees.

Currently, the Town's Mobility Fees do not account for the impacts new development or redevelopment will have on County transportation facilities, and only 10% is factored into the Town's current mobility fee schedule to account for multimodal improvements on County roads that County transportation capacity impact fees don't cover. Similarly, the County's Road Impact Fees do not account for the impact new development or redevelopment will have on Town transportation facilities.

The Interlocal agreement is intended to provide the necessary time to work on clarifying these independent and distinct collections so as to ensure there isn't any duplicate collection as well as to afford the Town time to update our mobility plan and consider additional town-wide impact fee. Further, this will provide the opportunity for both entities to agree on a longer-term Agreement and ensure the continued collection of all mobility/impact fees by both the Town and the County.

The longer term Agreement, if entered into, is expected to provide either of the following:

1. The County will include proposed County roadway/transportation projects that would directly benefit the Lake Park Community within the Agreement. These projects would be fully funded by the County and would enable the County to continue collecting their impact fee to support these projects

and/or

2. Enable the Town to include County roadway projects that are needed within the Town of Lake Park and identify funding within the upcoming revision to the Town's Mobility Fee Study. This would enable the Town to begin collecting all funding for these County projects, including their required mobility upgrades, and the County would not be eligible to continue collecting their impact fee on projects within the Town (this may also require ongoing maintenance agreements and/or possibly a right-of-way ownership transfer, along with replating).

The proposed 1st Amendment to the ILA was prepared by Palm Beach County and reviewed by Community Development Director. It keeps all the same terms of the original Agreement, with the exception of extending the date of the agreement to April 1, 2027.

If approved, the proposed 1st Amendment to the ILA will be forwarded to Palm Beach County to be considered by the Board of County Commissioners (which may be after the termination date included within the current ILA however, the proposed Resolution includes an effective date of April 2, 2026).

Recommended Motion:

I move to approve Resolution 25-03-26 to authorize the 1st Amendment to the Interlocal Agreement with Palm Beach County for the Collection of Transportation Capacity Impact Fees (Additional 12 Months); and authorize the Mayor to execute the proposed First 1st Amendment to the Agreement.