Return recorded document to: Broward Metropolitan Planning Organization Trade Centre South 100 West Cypress Creek Road 6th Floor, Suite 650 Fort Lauderdale, FL 33309-2181

FOURTH AMENDMENT TO

OF THE BROWARD COUNTY

METROPOLITAN PLANNING ORGANIZATION

This is a Fourth Amendment to the Interlocal Agreement for Creation of the Broward County Metropolitan Planning Organization entered into by and among the Florida Department of Transportation (FDOT) [a non-voting member]; Broward County; the South Florida Regional Transportation Authority (SFRTA); The School Board of Broward County, Florida (School Board); and the municipalities of Coconut Creek; Coral Springs; Davie; Deerfield Beach; Fort Lauderdale; Hallandale Beach; Hollywood; Lauderhill; Margate; Miramar; North Lauderdale; Oakland Park; Pembroke Pines; Plantation; Pompano Beach; Sunrise; Tamarac; and Weston [as Voting Members];

And the municipalities of Cooper City; Dania Beach; Hillsboro Beach; Lauderdale-By-The-Sea; Lauderdale Lakes; Lazy Lake; Lighthouse Point; Parkland; Pembroke Park; Sea Ranch Lakes; Southwest Ranches; West Park; and Wilton Manors [as Alternate Members], collectively known as the "Parties."

RECITALS

WHEREAS, the current applicable Interlocal Agreement for the Creation of the Broward County Metropolitan Planning Organization was recorded on April 24, 2000, at Official Records Book 30444, page 1278, of the public records of Broward County (the "Interlocal Agreement"); and

WHEREAS, the Interlocal Agreement provided for nineteen (19) voting members on the Metropolitan Planning Organization (MPO), consisting of three (3) County Commissioners; one (1) County Commissioner who is a member of the Tri-County Commuter Rail Authority which is now known as the South Florida Regional Transportation Authority; one (1) School Board member, one (1) League of Cities

member; and thirteen (13) apportioned voting municipal members with eight (8) municipal alternates; and

WHEREAS, the approved MPO reapportionment plan allocates two voting members for the "Central City" as established by the U.S. Census Bureau; allows all non-voting municipalities to become alternates such that, in order of population, any non-voting municipality may vote in place of any absent voting municipality within the municipality's district. If still more voting municipalities are absent, any additional non-voting municipalities present, and in order of population, may vote in place of absent voting members including the School Board, the County Commission, and the SFRTA; and

WHEREAS, a First Amendment to the Interlocal Agreement was recorded on September 13, 2005, at Official Records Book 33864, page 1986, of the public records of Broward County; and

WHEREAS, an Addendum to the Interlocal Agreement was recorded on September 13, 2005, at Official Records Book 40489, page 711, of the public records of Broward County. The Addendum added the executing municipalities as parties to the Interlocal Agreement, removed the League of Cities as a voting member of the MPO, increased the voting municipal members to fourteen (14), and reapportioned the voting and alternate municipal membership; and

WHEREAS, a Second Amendment to the Interlocal Agreement was recorded on September 18, 2016, in Official Records Book 42777, page 1902, of the public records of Broward County. The Second Amendment added the City of Parkland and Town of West Park as alternate municipal members; modified the name of the Tri-Rail Commuter Rail Authority to the SFRTA; and confirmed the removal of the League of Cities as a voting member of the MPO; and

WHEREAS, a Third Amendment to the Interlocal Agreement was recorded on February 10, 2016, at Instrument #113506887, of the public records of Broward County and was rerecorded on February 18, 2016, at Instrument #113523409 to include Table "1" which was inadvertently omitted from the initial recording (collectively the "Third Amendment"). The Third Amendment expanded the voting membership of the MPO from nineteen (19) voting members with eighteen (18) alternate municipal members to twenty-five (25) voting members with thirteen (13) alternate municipal members. According to its terms, the expanded voting membership includes four (4) County Commissioners, one (1) member of the SFRTA who is also a County Commissioner, nineteen (19) reapportioned municipal representatives, and one (1) School Board member; and

WHEREAS, to allow for greater Broward County Commissioner MPO participation, the Parties are desirous of further amending the composition of the MPO to provide for alternate County Commission representation.

NOW, THEREFORE, in consideration of the mutual covenants, promises, and representations herein, the Parties agree as follows:

- 1. <u>Recitals</u>. The above recitals are true and correct and incorporated herein by reference.
- 2. Additional Broward County Alternate Members. Upon the effective date of this Fourth Amendment, there shall be four (4) County Commissioner voting members of the MPO, plus one (1) SFRTA voting member who is also a County Commissioner, and four (4) County Commissioner alternate members, as set forth in Table 1 attached hereto. Four (4) County Commissioner members shall each be appointed and designated as a 'voting member' by the County Commission and four (4) shall each be appointed and designated as an "alternate member" by the County Commission. The "Rules of the Metropolitan Planning Organization" will be amended accordingly to provide for County Commissioner alternate members, comparable with the Rules for alternate municipal members, and to provide that a County Commissioner alternate member may vote at any appropriate MPO meeting in the place of an absent County Commissioner voting member.
- 3. Consistent with the expanded membership set forth in Section 2 above, the composition of the MPO shall be as set forth in Table 2 attached hereto.
- 4. Except as amended herein, all other terms and conditions of the Interlocal Agreement, as amended by the Addendum, First Amendment, Second Amendment, and Third Amendment, shall remain in full force and effect. In the event of any conflict or ambiguity by and between the terms and provisions of this Fourth Amendment and the Interlocal Agreement, Addendum, First Amendment, Second Amendment, or Third Amendment, the terms and provisions of this Fourth Amendment shall control.
- 5. <u>Execution; Effective Date</u>. This Fourth Amendment may be simultaneously executed in counterparts, each of which so executed shall be deemed to be an original, as such counterparts together shall constitute one and the same instrument and shall become effective upon execution by the Parties hereto and recording on or before July 1, 2019.
- 6. Recording. This Fourth Amendment shall be recorded in the public records of Broward County, Florida, in accordance with the Florida Interlocal Cooperation Act of 1969, at the expense of the MPO. The recorded original shall be returned to the MPO for filing in its records.

[Remainder of page intentionally left blank]

IN WITNESS WHEREOF, the undersigned Parties, duly authorized to execute same, have executed this Fourth Amendment to Interlocal Agreement for Creation of the Broward County Metropolitan Planning Organization on the respective dates under each signature.

	<u>FDOT</u>	
ATTEST:	FLORIDA DEPARTMEI TRANSPORTATION	NT OF
	Ву	
	day of	, 20
	Approved as to form:	
	By Attorney for FDC	
	day of	, 20

COUNTY ATTEST: BROWARD COUNTY, by and through its Board of County Commissioners By_____ Mayor Broward County Administrator, as Ex-officio Clerk of the Broward County **Board of County Commissioners** ____ day of _____, 20___ Approved as to form by Andrew J. Meyers **Broward County Attorney** Governmental Center, Suite 423 115 South Andrews Avenue Fort Lauderdale, Florida 33301 Telephone: (954) 357-7600 Telecopier: (954) 357-7641 Maite Azcoitia Ву___

Deputy County Attorney

____ day of ____ , 20___

ATTEST: SOUTH FLORIDA REGIONAL TRANSPORTATION AUTHORITY By_______ Executive Director Chair _____ day of _______, 20____ Approved as to form: By_______ Attorney for SFRTA

_____ day of _____, 20___

CITY OF COCONUT CREEK

ATTEST:	CITY OF COCONUT CRE	EK
CITY Clerk	By: Mayor day of	
	CITY Mana	ger
	day of	, 20
	Approved as to form:	
	By:CITY Attorne	
	day of	, 20

CITY OF COOPER CITY

ATTEST:	CITY OF COOPER CITY	
CITY Clerk	By: Mayor day of	
	CITY Manager day of	, 20
	Approved as to form:	
	By:CITY Attorney	
	day of	_, 20

CITY OF CORAL SPRINGS

ATTEST:	CITY OF CORAL SPRINGS
CITY Clerk	By: Mayor day of, 20
	CITY Manager day of, 20
	Approved as to form:
	By:CITY Attorney
	, day of, 20

CITY OF DANIA BEACH

ATTEST:	CITY OF DANIA BEACH	
CITY Clerk	By: Mayor day of	
	CITY Manage	
	Approved as to form: By:	
	CITY Attorney	

TOWN OF DAVIE

ATTEST:	TOWN OF DAVIE	
TOWN Clerk	By: Mayor day of	
	TOWN Manag	er
	day of	, 20
	Approved as to form:	
	By:TOWN Attorne	
	day of	. 20

CITY OF DEERFIELD BEACH

ATTEST:	CITY OF DEERFIELD BEACH	I
CITY Clerk	By: Mayor day of	
	CITY Manager	
	Approved as to form:	, 20
	By:CITY Attorney	
	day of	, 20

CITY OF FORT LAUDERDALE

ATTEST:	CITY OF FORT LAUDERDA	ALE
CITY Clerk	By: Mayor day of	
	CITY Manage	r
	day of	, 20
	Approved as to form: By:	
	CITY Attorney	
	day of	, ∠∪

CITY OF HALLANDALE BEACH

ATTEST:	CITY OF HALLANDALE	CITY OF HALLANDALE BEACH	
CITY Clerk	By: Mayor day of		
	CITY Mana		
	Approved as to form:	,	
	By:CITY Attorn	ey	
	day of	, 20	

TOWN OF HILLSBORO BEACH

ATTEST:	TOWN OF HILLSBORO BEACH	
TOWN Clerk	By:Mayor	
	day of	, 20
	TOWN Manage	<u> </u>
	day of	, 20
	Approved as to form:	
	By:	
	TOWN Attorney	, 20

CITY OF HOLLYWOOD

ATTEST:	CITY OF HOLLYWOOD	
CITY Clerk	By: Mayor day of, 20	•
	CITY Manager day of, 20	_
	Approved as to form:	
	By:CITY Attorney	
	day of , 20	

TOWN OF LAUDERDALE-BY-THE-SEA

ATTEST:	TOWN OF LAUDERDALE-BY-THE-SEA	
TOWN Clerk	By:	
	day of	, 20
	TOWN Manager	
	day of	_, 20
	Approved as to form:	
	By:	
	TOWN Attorney day of	, 20

CITY OF LAUDERDALE LAKES

ATTEST:	CITY OF LAUDERDALE LAKES	
CITY Clerk	By: Mayor day of	
	CITY Manager	
	day of	, 20
	Approved as to form:	
	By:CITY Attorney	
	day of	, 20

CITY OF LAUDERHILL

ATTEST:	CITY OF LAUDERHILL	
CITY Clerk	By: Mayor day of	
	CITY Manag	
	Approved as to form:	
	By:CITY Attorne	у
	day of	, 20

VILLAGE OF LAZY LAKE

ATTEST:	VILLAGE OF LAZY LAKE	
VILLAGE Clerk	By: Mayor day of, 20	
	VILLAGE Manager day of, 20	
	Approved as to form:	
	By:	
	day of, 20	

CITY OF LIGHTHOUSE POINT

CITY Clerk	: Mayor day of, 2	0
	CITY Manager day of, 20	
	proved as to form:	
- ,.	CITY Attorney day of , 20	

CITY OF MARGATE

ATTEST:	CITY OF MARGATE	
CITY Clerk	By: Mayor day of	, 20
	CITY Manager day of	20
	Approved as to form:	
	By:CITY Attorney	
	day of	. 20

CITY OF MIRAMAR

ATTEST:	CITY OF MIRAMAR	
CITY Clerk	By: Mayor day of	
	CITY Manage	
	Approved as to form:	
	By:CITY Attorney	
	day of	20

CITY OF NORTH LAUDERDALE

ATTEST:	CITY OF NORTH LAUDERDALE	
CITY Clerk	By:Mayor day of	
	CITY Mana	ager
	day of	, 20
	Approved as to form:	
	By:CITY Attorn	
	day of	, 20

CITY OF OAKLAND PARK

ATTEST:	CITY OF OAKLAND PARK	
CITY Clerk	By: Mayor day of, 20_	_
	CITY Manager day of, 20	
	Approved as to form:	
	By:CITY Attorney	
	day of , 20	

CITY OF PARKLAND

ATTEST:	CITY OF PARKLAND	
CITY Clerk	By: Mayor day of	
	CITY Manage	
	Approved as to form:	
	By:CITY Attorney	
	day of	20

TOWN OF PEMBROKE PARK

ATTEST:	TOWN OF PEMBROKE I	PARK
TOWN Clerk	By: Mayor day of	
	TOWN Ma	nager
	day of	, 20
	Approved as to form:	
	By:TOWN Atto	rney
	day of	, 20

CITY OF PEMBROKE PINES

ATTEST:	CITY OF PEMBROKE PINE	S
CITY Clerk	By: Mayor day of	
	CITY Manage	er
	day of	, 20
	Approved as to form:	
	By:CITY Attorney	
	day of	, 20

CITY OF PLANTATION

ATTEST:	CITY OF PLANTATION	
CITY Clerk	By:Mayor	
	day of	, 20
	CITY Mana	ager
	day of	, 20
	Approved as to form:	
	By:CITY Attorn	ney
	day of	. 20

CITY OF POMPANO BEACH

ATTEST:	CITY OF POMPANO BEA	CH
CITY Clerk	By: Mayor day of	
	CITY Mana	ger
	day of	, 20
	Approved as to form:	
	By:CITY Attorne	
	day of	, 20

VILLAGE OF SEA RANCH LAKES

ATTEST:	VILLAGE OF SEA RANCH LAK	ES
VILLAGE Clerk	By: Mayor day of	
	VILLAGE Manager day of	
	Approved as to form:	
	By:VILLAGE Attorney	
	day of	, 20

TOWN OF SOUTHWEST RANCHES

ATTEST:	TOWN OF SOUTHWEST RANG	CHES
TOWN Clerk	By: Mayor	
	day of	, 20
	TOWN Manager	
	day of	_, 20
	Approved as to form:	
	By:TOWN Attorney	
	day of	_, 20

CITY OF SUNRISE

ATTEST:	CITY OF SUNRISE	
CITY Clerk	By: Mayor day of, 20_	
	CITY Manager	
	, day of, 20	
	Approved as to form:	
	By:CITY Attorney	
	day of, 20	

CITY OF TAMARAC

ATTEST:	CITY OF TAMARAC	
CITY Clerk	By: Mayor day of	
	CITY Manage	
	Approved as to form:	
	By:CITY Attorney	
	day of	20

CITY OF WESTON

ATTEST:	CITY OF WESTON	
CITY Clerk	By: Mayor day of	, 20
	CITY Manager	
	Approved as to form: By:	
	CITY Attorney	. 20

CITY OF WEST PARK

ATTEST:	CITY OF WEST PARK	
CITY Clerk	By: Mayor	
	day of	, 20
	CITY Manage	r
	day of	, 20
	Approved as to form:	
	By:CITY Attorney	
	day of	, 20

CITY OF WILTON MANORS

ATTEST:	CITY OF WILTON MANOR	S
CITY Clerk	By: Mayor day of	
	CITY Manage	
	day of	, 20
	By:CITY Attorney	.
	day of	, 20

SCHOOL BOARD

ATTEST:	THE SCHOOL BOARD OF BROWARD COUNTY, FLORIDA	
Superintendent of Schools	By: Chair day of, 20	
	Approved as to form:	
	By:SCHOOL BOARD Attorney	
	day of , 20	

TABLE 1

COUNTY COMMISSIONER MEMBERS

4 Co	unty Commissioner Representatives	4 County Commissioner at-large alternates
1 SF	RTA Member/County Commissioner	

TABLE 2

Voting Members	Number
Elected Municipal Representatives	19
County Commissioners	4
SFRTA/County Commissioner	1
School Board Member	1
Nonvoting Member	Number
FDOT	1