

January 26, 2015

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Mr. Joe Berenis Deputy Executive Director Central Florida Expressway Authority 4974 ORL Tower Road Orlando, FL 32807

Re:

Amendment to the Interlocal Agreement for Creation of the Metropolitan Planning Organization

Dear Mr. Berenis:

On December 10, 2014, the MetroPlan Orlando Board voted to give the Municipal Advisory Committee, a subcommittee of the board, a voting seat on the board. This action necessitates completion of an amendment to our Interlocal Agreement to incorporate the changes.

Attached is an Amendment to the Interlocal Agreement Creating the Orlando Urban Area Metropolitan Planning Organization, d/b/a/ MetroPlan Orlando, A Regional Transportation Partnership to add the Municipal Advisory Committee Chair as a voting member of the MetroPlan Orlando Board. Please place this Agreement on the Central Florida Expressway Authority Board agenda for approval as soon as possible. Execute both copies, retain one copy for the Agency's records, and return an executed copy to me along with a certified copy of your Board minutes, showing where this action was approved.

Once approved by the Central Florida Expressway Authority and all other partners, it will be filed with the Clerk of the Court in Orange, Osceola, Seminole Counties as the official document amending the Interlocal Agreement for Creation of the Metropolitan Planning Organization. If your staff has any questions, please contact me at (407) 481-5672 ext. 310 or jloschiavo@metroplanorlando.com. We appreciate your assistance in expediting this to your Agency Board.

Sincerely,

Jason S. Loschiavo, CPA

Director of Finance and Administration

Enclosure

Suite 355 Orlando, Florida 32801 Ph: 407.481.5672 Fx: 407.481.5680



AMENDMENT TO THE INTERLOCAL AGREEMENT CREATING THE ORLANDO URBAN AREA METROPOLITAN PLANNING ORGANIZATION D/B/A/ MetroPlan Orlando

THIS AMENDMENT is made and entered into by and between the FLORIDA DEPARTMENT OF TRANSPORTATION; the COUNTY(IES) OF Orange County, Florida, Osceola County, Florida, Seminole County, Florida; the CITY(IES) of City of Altamonte Springs, Florida, City of Apopka, Florida, City of Kissimmee, Florida, City of Orlando, Florida, City of Sanford, Florida, The Central Florida Regional Transportation Authority, The Greater Orlando Aviation Authority, The Central Florida Expressway Authority, and the Sanford Airport Authority, and the MetroPlan Orlando Municipal Advisory Committee.

RECITALS:

WHEREAS, Chapter 2014-223, Laws of Florida, enacted by the 2014 Legislature, amended Section 339.175(3)(a), Florida Statutes, to provide that voting members of an M.P.O. may include an elected official who represents a group of general purpose local governments through an entity created by an M.P.O. for that purpose; and

WHEREAS, the governing body of MetroPlan Orlando has determined that it is appropriate that the MetroPlan Orlando Municipal Advisory Committee be added as a voting member to the Interlocal Agreement, as amended, creating MetroPlan Orlando.

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

I. Article 4, Section 4.01(a) of the Interlocal Agreement dated June 7, 2000, as amended, is amended to read as follows:

The membership of the MPO shall consist of twenty (20) voting representatives and five (5) non-voting representatives. The names of the member local governmental entities and the voting apportionment of the governing board as approved by the Governor shall be as follows:

Orange County
Osceola County

6 Representatives 1 Representative

Seminole County 2 Representatives City of Altamonte Springs 1 Representative City of Apopka 1 Representative City of Kissimmee 1 Representative City of Orlando 2 Representatives City of Sanford 1 Representative Central Florida Regional Transportation Authority 1 Representative Greater Orlando Aviation Authority 1 Representative Central Florida Expressway Authority 1 Representative Sanford Airport Authority 1 Representative MetroPlan Orlando Municipal Advisory Committee 1 Representative

II. Article 7, Section 7.04 of the Interlocal Agreement, dated June 7, 2000, as amended, is amended to read as follows:

Add: Chairperson

MetroPlan Orlando Municipal Advisory Committee

One Landmark Center

315 East Robinson Street, Suite 355

Orlando, Florida 32801

- III. The MetroPlan Orlando Municipal Advisory Committee shall have all the rights, duties, and obligations to which each voting member on the MPO is entitled to receive, including, but not limited to, such rights, duties, and obligations provided in the Interlocal Agreement effective June 7, 2000, as amended, except with regard to payment of dues which may be modified by the governing body of MetroPlan Orlando and Section 339.175, *Florida Statutes*.
- IV. <u>Severability</u>. The invalidity or unenforceability of any term or provision of this Amendment or the non-applicability of any such term or provision to any person or circumstance shall not impair or affect the remainder of this Amendment, and the remaining terms and provisions hereof shall not be invalidated but shall remain in full force and effect but shall be construed as if such invalid, unenforceable, or non-applicable provisions were omitted.
- V. <u>Entire Agreement</u>. This Amendment represents the entire understanding and agreement between the parties with respect to the subject matter hereof. None of the terms and provisions hereof may be amended, supplemented, waived or changed orally, but only by a writing signed by each of the parties hereto.
- VI. <u>Rules of Construction</u>. Whenever used herein, the singular number shall include the plural, the plural shall include the singular, and the use of any gender shall include all genders.

VII. <u>Amendment execution</u>, <u>Use of counterpart signature pages</u>. This Amendment may be executed in any number of counterparts, each of which when so executed and delivered, shall be an original; but such counterparts shall together constitute but one and the same instrument.

VIII. <u>Effective Date.</u> This Amendment shall become effective upon its filing in the Office of the Clerk of the Circuit Court of each county in which a party hereto is located. Any amendment hereto shall become effective only upon its filing in the Office of the Clerk of the Circuit Court for each county in which a party hereto is located.

of the clerk of the enfant court for each county in	which a party hereto is located.
IN WITNESS WHEREOF, the undersigned to the Interlocal Agreement dated their behalf.	
BY: DATE: TITLE:	OSCEOLA COUNTY, FLORIDA BY: DATE: TITLE: ATTEST: TITLE:
BOARD OF COUNTY COMMISSIONERS SEMINOLE COUNTY, FLORIDA	
By:BRENDA CAREY, Chairperson Date:	
Date: As authorized for execution by the Board of County Commissioners at its, 2015 regular meeting.	
ATTEST:	
MARYANNE MORSE, Clerk to the Board of County Commissioners of Seminole County, Florida For the use and reliance of Seminole County only. Approved as to form and legal sufficiency.	1.
County Attorney	

CITY OF ALTAMONTE SPRINGS, FLORIDA	
BY:	
DATE:	
TITLE:	
ATTEST:	
TITLE:	
CITY OF APOPKA, FLORIDA	CITY OF KISSIMMEE, FLORIDA
BY:	BY:
DATE:	DATE:
TITLE:	TITLE:
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TITLE:	TITLE:
CITY OF ORLANDO, FLORIDA	
BY: TITLE:	
DATE.	
DATE:	
ATTEST:	
TITLE:	
ATTEST	CITY OF SANFORD, FLORIDA
Cynthia Porter, City Clerk	Jeff Triplett, Mayor
For use and reliance of the Sanford	
City Commission only.	
Approved as to form and legality.	
William L. Colbert, City Attorney	
THE CENTRAL FLORIDA REGIONAL TRANBY:	NSPORTATION AUTHORITY
DATE:	
TITLE:	
ATTEST:	REVIEWED AND APPROVED
TITLE:	BY CFX LEGAL

THE GREATER ORLANDO AVIATION	ON AUTHORITY
BY:	
DATE:	
TITLE:	
ATTEST:	_
TITLE:	-
THE CENTRAL FLORIDA EXPRESS	WAY AUTHORITY
BY:	
DATE:	
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SANFORD AIRPORT AUTHORITY	
BY:	_
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METROPLAN ORLANDO MUNICIPA	AL ADVISORY COMMITTEE
BY:	_
TITLE:	<u> </u>
DATE:	
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FLORIDA DEPARTMENT OF TRAN	SPORTATION
BY:	
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