BEFORE THE CITY COMMISSION
CITY OF STUART, FLORIDA

RESOLUTION NUMBER 128-2018

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF STUART, FLORIDA AMENDING THE INTERLOCAL AGREEMENT FOR THE CREATION OF THE MARTIN COUNTY METROPOLITAN PLANNING ORGANIZATION TO ALLOW THE VILLAGE OF INDIANTOWN A VOTING MEMBERSHIP AND TO REMOVE THE NON-VOTING INDIANTOWN MEMBERSHIP.

* * * * *

BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF STUART, FLORIDA that:

WHEREAS, the current applicable Interlocal Agreement for the Creation of the Martin County Metropolitan Planning Organization was recorded on May 6, 2015, at Official Records Book 2781, page 2738, of the public records of Martin County (the "Interlocal Agreement"); and

WHEREAS, the Interlocal Agreement provided for seven (7) voting members on the Metropolitan Planning Organization (MPO), consisting of four (4) County Commissioners; two (2) City of Stuart Commissioners; one (1) Town of Sewall's Point Commissioner and two (2) non-voting members consisting of a representative from Florida Department of Transportation and Indiantown; and

WHEREAS, The Village of Indiantown was created by Chap. 195-2017, Laws of Florida, and duly approved by public referendum on November 8, 2017, for incorporation beginning December 31, 2017; and

WHEREAS, the Parties want to amend the composition of the MPO to provide the Village of Indiantown with voting membership and remove the non-voting Indiantown membership.

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

1. Section 4.01, Composition and membership of governing board subsection (a) of the Interlocal Agreement is hereby amended in its entirety and shall be replaced with the following:

ARTICLE 4
COMPOSITION; MEMBERSHIP; TERMS OF OFFICE

Section 4.01. Composition and membership of governing board.

(a) The membership of the MPO shall consist of eight (8) voting members and one (1) non-voting advisor(s). 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:

Voting		Non-Voting	
Village of Indiantown	1	Florida Department of Transportation	1
Town of Sewall's Point	1		
City of Stuart	2		
Martin County	4		

2. Except as amended above, all other terms and conditions of the Interlocal Agreement shall remain in full force and effect. In the event of any conflict or ambiguity by and between the terms and provisions of this First Amendment and the Interlocal Agreement the terms and provisions of this First Amendment shall control.

3. Execution; Effective Date. This First 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 on or before _____, 2019.

6. Recording. This First Amendment shall be recorded in the public records of Martin 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.

R128-2018
MPO ILA

Commissioner _____ offered the foregoing resolution and moved its adoption. The motion was seconded by Commissioner _____ and upon being put to a roll call vote, the vote was as follows:

	YES	NO	ABSENT	ABSTAIN
KELLI GLASS LEIGHTON, COMMISSIONER				
BECKY BRUNER, COMMISSIONER				
EULA R. CLARKE, COMMISSIONER				
MERRITT MATHESON, COMMISSIONER				
MIKE MEIER, COMMISSIONER				

ADOPTED this 10th day of December, 2018.

ATTEST:

_____
MARY R. KINDEL
CITY CLERK

_____
MAYOR

APPROVED AS TO FORM
AND CORRECTNESS:

_____
MICHAEL MORTELL
CITY ATTORNEY