

**SECOND AMENDMENT TO
INTERLOCAL AGREEMENT FOR CREATION
OF THE MARTIN COUNTY
METROPOLITAN PLANNING ORGANIZATION**

This is a Second Amendment to the Interlocal Agreement for Creation of the Martin County Metropolitan Planning Organization entered into by and among the Florida Department of Transportation [a non-voting member]; Martin County; the City of Stuart; the Town of Sewall's Point; and the Village of Indiantown; collectively known as the "Parties."

RECITALS

WHEREAS, the Parties reaffirm the Interlocal Agreement dated April 7, 2015, as amended on February 7, 2019, except as amended hereby;

WHEREAS, Section 134 Title 23 of the United States Code requires the designation of metropolitan planning organizations (hereinafter "MPO" or "MPOs") in urban areas, as defined by the United States Census Bureau;

WHEREAS, Section 339.175(4)(a), Fla. Stat., requires the Governor to review the composition of the Metropolitan Planning Organizations membership in conjunction with the decennial census;

WHEREAS, Section 134 of Title 23 of the United States Code sets forth membership requirements for MPOs designated for transportation management areas with a population of 200,000 or more residents;

WHEREAS, on October 23, 2023, the Martin MPO Policy Board met to review its voting composition and approved a Resolution supporting the submission of the Martin MPO Apportionment Plan and determined that it was appropriate to add a fifth Martin County Commissioner as a voting member to the Interlocal Agreement, as amended, creating the Martin MPO;

WHEREAS, the signatories to this Amendment hereby ratify and reaffirm the Apportionment Resolution as if fully set forth herein; and,

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

1. Article 4, Section 4.01.(a) Composition and membership of governing board 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 nine (9) voting representatives 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:

<u>Voting</u>		<u>Non-Voting</u>	
Village of Indiantown	1	Florida Department of Transportation	1
Town of Sewall's Point	1		
City of Stuart	2		
Martin County	5		

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 Second Amendment and the Interlocal Agreement the terms and provisions of this Second Amendment shall control.

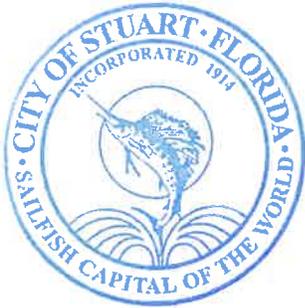
3. Execution; Effective Date. This Second Amendment may be simultaneously executed in counterparts, each of which so executed shall be deemed to be an original, as such counterparts together shall constitute one and the same instrument and shall become effective upon execution by the Parties hereto on or before _____, 2024.

4. Recording. This Second 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.

IN WITNESS WHEREOF, the undersigned parties have caused this Amendment to the Interlocal Agreement dated April 7, 2015, and amended on February 7, 2019, as amended, to be duly executed on their behalf.

ATTEST:

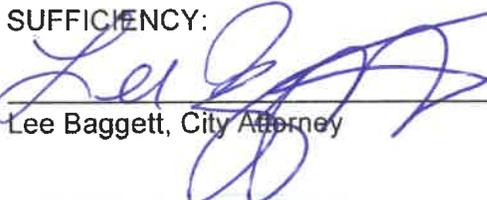

Mary R. Kindel, City Clerk



CITY OF STUART, FLORIDA


Rebecca S. Bruner, Mayor

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:


Lee Baggett, City Attorney

ATTEST:

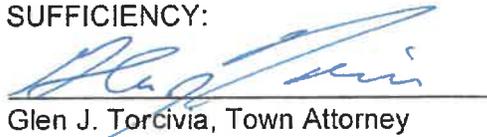

April C. Stoncius, Town Clerk



TOWN OF SEWALL'S POINT


John Tompeck, Mayor

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:


Glen J. Torcivia, Town Attorney

ATTEST:

FLORIDA DEPARTMENT OF
TRANSPORTATION

Witness

Secretary, District 4

APPROVED AS TO FORM AND LEGAL
SUFFICIENCY:

District 4 General Counsel

ATTEST:

BOARD OF COUNTY COMMISSIONERS
MARTIN COUNTY, FLORIDA

Carolyn Timmann, Clerk of the
Circuit Court and Comptroller

Harold E. Jenkins II, Chairman

APPROVED AS TO FORM AND LEGAL
SUFFICIENCY:

Sarah W. Woods, County Attorney

ATTEST:

VILLAGE OF INDIANTOWN



LaRhonda McBride, Village Clerk



Susan Gibbs Thomas, Mayor

APPROVED AS TO FORM AND LEGAL
SUFFICIENCY:



Wade C. Vose, Village Attorney