

**CITY OF HOLLYWOOD  
INTEROFFICE MEMORANDUM**

**TO:** Mayor and Commissioners **DATE:** July 24, 2019

**FROM:** Douglas R. Gonzales, City Attorney

**SUBJECT:** Proposed First Amendment to the Interlocal Agreement among Broward County, the Broward Metropolitan Planning Organization and various municipalities.

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I have reviewed the above referenced Agreement with the participating Department/Office(s), and the proposed general business terms and other significant provisions are as follows:

- 1) Department/Division involved – Public Works
- 2) Type of Agreement – First Amendment to the Interlocal Agreement (Initial Interlocal Agreement was approved pursuant to Resolution No. R-2018-287).
- 3) Method of Procurement (RFP, bid, etc.) – n/a
- 4) Term of Contract:
  - a) initial – The Agreement shall remain in full force and effect until all Transportation Surtax Proceeds received by any party have been expended and thereafter until 90 days after the Oversight Board has completed its review of each applicable party's audit. **The First Amendment will become effective if both the MPO and more than 50% of the municipalities (representing 50% of the population) approved the amendment.**
  - b) renewals (if any) – n/a
  - c) who exercises option to renew – n/a
- 5) Contract Amount – n/a
- 6) Termination Rights – n/a
- 7) Indemnity/Insurance Requirements – n/a
- 8) Scope of Services – Pursuant to the Interlocal, the MPO is required to review, rank and prioritize submitted municipal projects based on each project's ability to alleviate traffic congestion and enhance connectivity. **It has been determined that municipal rehabilitation and maintenance projects (involving the maintenance and rehabilitation of roads, sidewalks, bike paths, drainage, etc.) may not promote connectivity or alleviate traffic congestion, such that it was determined to amend the Interlocal Agreement to increase the likelihood that such projects**

**will receive funding earlier in the Transportation Surtax Program, among other things.**

9) Other Significant Provisions: Under the proposed First Amendment it provides that: (a) an application process will be established by the transportation surtax-funded MPO staff to allow municipalities to submit applications for new or amended projects , beyond the 506 submitted municipal projects currently in the plan to be prioritized based on their ability to enhance connectivity and alleviate traffic congestion; (b)the County will develop a prioritization process for municipal rehabilitation and maintenance projects that allow municipalities to submit new or amended rehabilitation and maintenance projects beyond the 203 currently contained in the plan. (See Paragraph 2 of the First Amendment); (c) added new roads, widening to the road improvement eligible projects; and (d) revised the MPO review and ranking process (see Paragraph 4 of the First Amendment).

cc: Dr. Wazir Ishmael, City Manager