

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA, APPROVING AND AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE A FIRST AMENDMENT TO THE TRANSPORTATION SURTAX INTERLOCAL AGREEMENT AMONG BROWARD COUNTY, THE BROWARD COUNTY METROPOLITAN PLANNING ORGANIZATION AND 30 MUNICIPALITIES IN BROWARD COUNTY, TO ELIMINATE MUNICIPAL PROJECTS INVOLVING MAINTENANCE AND REHABILITATION FROM THE BROWARD METROPOLITAN ORGANIZATION RANKING PROCESS, AND PROVIDING FOR THE SUBMITTAL OF MAINTENANCE AND REHABILITATION PROJECTS DIRECTLY TO BROWARD COUNTY.

WHEREAS, the Broward County Commission (“County”) voted on June 5, 2018, to place on the November 6, 2018 ballot, for consideration by the countywide electorate, a proposed transportation surtax levy of 1% to fund countywide transit and transportation improvements; and

WHEREAS, on June 5, 2018, the County also enacted Ordinance No. 2018-29, the “Broward County Transportation Surtax Ordinance”, establishing an Oversight Board, an Appointing Authority, and providing a process for municipalities to apply for funding, including Broward Metropolitan Planning Organization (“Broward MPO”) review and ranking based on the projects’ ability to alleviate traffic congestion and enhance connectivity; and

WHEREAS, on August 21, 2018, the County approved a Transportation System Interlocal Agreement (“Interlocal Agreement”) with the County, participating municipalities and the Broward MPO, setting aside 10% of the total surtax for municipal projects and enhanced Community Bus Service; and

WHEREAS, the Interlocal Agreement became effective when, prior to September 30, 2018, the municipalities representing a majority of the population of Broward County formally approved, executed and returned the executed Agreement to the County; and

WHEREAS, on September 20, 2018, the City Commission passed and adopted Resolution No. R-2018-287, authorizing the appropriate City officials to execute the Interlocal Agreement; and

WHEREAS, on November 6, 2018, the voters of Broward County approved the Transportation Surtax; and

WHEREAS, 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, and it was decided to amend the Interlocal Agreement to increase the likelihood that such projects will receive funding earlier in the Transportation Surtax Program, among other things; and

WHEREAS, on June 11, 2019, the Broward County Board of Commissioners approved the First Amendment to the Transportation Surtax Agreement; and

WHEREAS, the First Amendment to the Transportation Surtax becomes effective if both the Broward MPO and more than 50% of the Municipalities (representing more than 50% of the population) approve the amendment.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA:

Section 1: That the foregoing "WHEREAS" clauses are ratified and confirmed as being true and correct and are incorporated in this Resolution.

Section 2: That it approves and authorizes the appropriate City officials to execute the attached First Amendment to the Transportation System Surtax Interlocal Agreement among Broward County, the Broward Metropolitan Planning Organization and various municipalities, together with such non-material changes as may subsequently be agreed to by the City Manager and approved as to form and legal sufficiency by the City Attorney.

Section 3: That this Resolution shall be in full force and effect immediately upon its passage and adoption.

PASSED AND ADOPTED this _____ day of _____, 2019.

JOSH LEVY, MAYOR

ATTEST:

PATRICIA A. CERNY, MMC, CITY CLERK

APPROVED AS TO FORM AND LEGAL SUFFICIENCY for the use and reliance of the City of Hollywood, Florida only.

DOUGLAS R. GONZALES, CITY ATTORNEY