

**RESOLUTION NO. 2022-181**

**A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF COCONUT CREEK, FLORIDA, AUTHORIZING THE MAYOR AND THE CITY MANAGER, OR DESIGNEE, TO EXECUTE AN INTERLOCAL AGREEMENT BETWEEN BROWARD METROPOLITAN PLANNING ORGANIZATION (BMPO) AND THE CITY OF COCONUT CREEK FOR TRANSPORTATION PLANNING SERVICES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the Broward Metropolitan Planning Organization (BMPO) is a legally independent government entity distinct from the City and is authorized pursuant to Sections 339.175(6)(g) and 163.01, Florida Statutes, and has the authority to contract with the City for the provision of certain services to accomplish its metropolitan planning and programming duties and administrative functions all within the parameters as specified in this agreement; and

**WHEREAS**, it is the purpose and intent of this agreement to permit the City and the BMPO to make the most efficient use of their respective powers, resources, and capabilities by enabling them to cooperate on the basis of mutual advantage and provide a means by which the parties may exercise their respective powers, privileges, and authorities that they share in common and that each might exercise separately; and

**WHEREAS**, the BMPO has expertise in metropolitan planning, land use analysis, performing transportation/transit studies, public outreach and engagement, and submitting for and obtaining transportation/transit related grants and the associated grant administration; and

**WHEREAS**, the City is seeking appropriate expertise in metropolitan planning, land use analysis, performing transportation/transit studies, public outreach and engagement, and submitting for and obtaining transportation/transit related grants and the associated grant administration to better serve its present and future needs; and

**WHEREAS**, due to the expertise required to reasonably perform the services and necessary intergovernmental coordination between jurisdictions, the City desires to obtain these services from the BMPO, as may be required from time to time by the City.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF COCONUT CREEK, FLORIDA:**

**Section 1:** That the foregoing “WHEREAS” clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this resolution. All exhibits attached hereto are incorporated herein and made a specific part of this resolution.

**Section 2:** That the City Commission of the City of Coconut Creek, Florida, has reviewed and hereby approves the attached Interlocal Agreement between the BMPO and the City of Coconut Creek for transportation planning services.

**Section 3:** That the Mayor and the City Manager, or designee, are hereby authorized to execute the attached Interlocal Agreement between the BMPO and the City of Coconut Creek and, upon expiration of the Interlocal Agreement, to request an extension of the agreement if services have been satisfactory and are still required, and to accept revisions to the scope of services approved by the Contract Administrator, as provided in the agreement.

**Section 4:** That the City Clerk, or designee, is hereby directed to record a copy of the fully executed Interlocal Agreement with the Clerk of the Circuit Court of Broward County, Florida, pursuant to Chapter 163.01 (11), Florida Statutes.

**Section 5:** That if any clause, section, other part or application of this resolution is held by any court of competent jurisdiction to be unconstitutional or invalid, in part or in application, it shall not affect the validity of the remaining portion or applications of this resolution.

**Section 6:** That this resolution shall be in full force and effect immediately upon its adoption.

**Adopted this \_\_\_\_\_ day of \_\_\_\_\_, 2022.**

\_\_\_\_\_  
Joshua Rydell, Mayor

Attest:

\_\_\_\_\_  
Joseph J. Kavanagh, City Clerk

Rydell \_\_\_\_\_

Welch \_\_\_\_\_

Tooley \_\_\_\_\_

Railey \_\_\_\_\_

Brodie \_\_\_\_\_

WSS:ae

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