



MEMORANDUM

AGENDA ITEM #IV.C.1

DATE: MARCH 3, 2014
TO: COUNCIL MEMBERS
FROM: STAFF
SUBJECT: SFRPC REBRANDING

At the February 3, 2014 Executive Committee Meeting, Chair Ritter asked Legal Counsel to research the legalities to drop the word "Planning" from the Council's name and rename South Florida Regional Planning Council to South Florida Regional Council. Northeast Florida Regional Council addressed this issue in 2002 and decided to drop "Planning" from their organizational name to reflect the broader menu of services they offer within their region.

Attached is a draft of a Second Amendment to Interlocal Agreement creating a South Florida Regional Planning Council prepared by Legal Counsel.

Recommendation

For discussion.

**SECOND AMENDMENT TO
INTERLOCAL AGREEMENT CREATING A
SOUTH FLORIDA REGIONAL PLANNING COUNCIL**

THIS is a Second Amendment to the Agreement made and entered into this ____ day of _____, 2014, pursuant to the authority of Section 163.01, Florida Statutes, as amended, by and between the counties of Broward, Miami-Dade, and Monroe, each being a political subdivision of the State of Florida,

WITNESSETH:

WHEREAS, Section 163.01(4), of the Florida Statutes provides that “a public agency of the State of Florida may exercise jointly with any other public agency of the State, or any other State, or of the United States Government any power, privilege, or authority which such agencies share in common and which each might exercise separately”; and

WHEREAS, on July 1, 1974, the parties hereto entered into an Interlocal Agreement Creating the South Florida Regional Planning Council (the “Interlocal Agreement”); and

WHEREAS, on or about March 5, 1993, the parties hereto entered into the First Amendment to Interlocal Agreement Creating a South Florida Regional Planning Council (the “First Amendment”); and

WHEREAS, at the current time the South Florida Regional Planning Council provides many other services other than planning services, and in recognition of the change of services, the parties hereto agree that the name of the South Florida

Regional Planning Council should be amended to be the "South Florida Regional Council"; and

WHEREAS, the parties hereto have met, conferred, and concluded that it is in the best interest of the parties to enter into this Second Amendment to the Interlocal Agreement Creating a South Florida Regional Planning Council (the "Second Amendment"), in order to amend the name of the entity to be known from this point forward as the "The South Florida Regional Council";

NOW, THEREFORE, FOR AND IN CONSIDERATION of mutual promises, covenants, and benefits to accrue from conduct of the South Florida Regional Council, and agreements contained herein, the parties agree as follows:

1. That the recitations set forth above in the "WHEREAS" clauses of this Second Amendment are true and correct and incorporated herein by this reference.
2. The name of the entity created by the Interlocal Agreement Creating a South Florida Regional Planning Council, dated July 1, 1974, as amended by the First Amendment to the Interlocal Agreement Creating a South Florida Regional Planning Council, shall be renamed to be the "South Florida Regional Council."
3. Any agreements, obligations, debts, and responsibilities of the South Florida Regional Council are hereby and forevermore the obligation of the South Florida Regional Council.
4. All provisions in the Interlocal Agreement, as amended by the First Amendment, and any attachments thereto in conflict with this Second Amendment shall

be amended so as to conform with this Second Amendment, effective as of the date of the last execution of this Second Amendment by both parties.

5. All provisions of the Interlocal Agreement, as amended by the First Amendment, not in conflict with this Second Amendment shall remain in full force and effect.

IN WITNESS WHEREOF, the parties have executed this document on the dates specified.

SIGNATURE BLOCKS

BROWARD COUNTY (to be provided)

MIAMI-DADE COUNTY (to be provided)

MONROE COUNTY (to be provided)

ATTEST:

SOUTH FLORIDA REGIONAL
PLANNING COUNCIL

BY: _____

James F. Murley
As Executive Director

Date: _____

Approved as to legal form:

BY: _____
SAMUEL S. GOREN, ESQ.
GENERAL COUNSEL