

RESOLUTION NO. 87-81

WHEREAS, the Northeast Florida Regional Planning Council was created by an Interlocal Agreement and operates in accordance with Rule 29D-1, F.A.C., which was signed by the seven counties in the region of its authority; and

WHEREAS, the Northeast Florida Regional Planning Council recognized discrepancies in compatibility of the Interlocal Agreement and Rule 29D-1; and

WHEREAS, the Northeast Florida Regional Planning Council at its regularly scheduled meeting on April 2, 1987, voted to amend the Interlocal Agreement and authorize staff to amend Rule 29D-1 to make each compatible with the other.

NOW, THEREFORE BE IT RESOLVED, that the Board of County Commissioners of St. Johns County does hereby adopt this Resolution, approving said changes to the Interlocal Agreement which is attached and made a part hereof.

ADOPTED this 28th day of April, 1987.

BOARD OF COUNTY COMMISSIONERS
OF ST. JOHNS COUNTY, FLORIDA

By: Phyllis L. Lydon
Chairman

ATTEST: CARL "BUD" MARKEL, CLERK

By: Cheryl Kent
Deputy Clerk

AMENDMENT TO INTERLOCAL
AGREEMENT CREATING THE
NORTHEAST FLORIDA REGIONAL PLANNING COUNCIL

THIS AMENDMENT TO AGREEMENT, made and entered into
this _____ day of _____, 1987 by and between:

BAKER COUNTY
CLAY COUNTY
DUVAL COUNTY
FLAGLER COUNTY
NASSAU COUNTY
PUTNAM COUNTY

and

ST. JOHNS COUNTY

W I T N E S S E T H:

WHEREAS, the parties have entered into an Interlocal Agreement creating the Northeast Florida Regional Planning Council (COUNCIL), and

WHEREAS, each county is to be represented by four appointed representatives, two of which shall be elected representatives of the governing body of each member government, one of which shall be an elected municipal representative from each member government, and one (1) additional representative from each member government, and

WHEREAS, such Interlocal Agreement provided that the Governor shall appoint nine members of such COUNCIL with seven of the nine members being from each of the seven counties and the two additional members being a County Commissioner of such counties, and

WHEREAS, member government may desire to appoint or a participating member unit may desire to recommend a person to represent them who is not an elected representative in order to assure that the interests of the governing body of the member government or participating member unit are fully represented, and

WHEREAS, it is desirable to clarify the mechanism by which participating member units gain representation on the COUNCIL, and

WHEREAS, it is desirable that such persons selected to represent either the member government or participating unit reside within the boundaries of the local governmental entity they represent, and

WHEREAS, the officers of the COUNCIL consist of a chairman, vice-chairman, and a secretary-treasurer, and

WHEREAS, it is desirable to add the position of second vice-chairman in order to assure adequate and continued leadership of the COUNCIL, now therefore,

IN CONSIDERATION of the mutual promises, covenants and benefits to accrue from conduct of a comprehensive regional planning process, the member governments do hereby covenant and agree as follows:

1. Subsection 4.1. is amended, new Subsection 4.b. is created, Subsections 4.b. and 4.c. are renumbered as Subsections 4.c. and 4.d. respectively, and Subsection 4.d is repealed of such Interlocal Agreement to read as follows:

(a) Each member government shall have four (4) appointed representatives, two (2) of which shall be elected representatives of the governing body of each of the member governments; however, each member government shall have the option of appointing a person who resides within the boundaries of the member government to represent one of the positions who is not an elected representative of the governing body of that member government nor compensated by that governing body; one (1) of which shall be an elected municipal representative of a participating member unit from each member government; however, each municipality which is represented shall have the option of recommending a person who resides within the boundaries of the municipality to represent them who is not an elected municipal representative; and one (1) additional representative from each member government who will be a gubernatorial appointee.

The total number of appointed representatives on the COUNCIL shall be twenty-eight (28) inclusive of the nine (9) gubernatorial appointments.

(b) Municipal representatives from the participation member units shall be appointed by the governing body of the member governments. The municipal representative shall be selected and appointed from among the recommendations provided by the governing bodies of each municipality making such recommendation. In any event, the appointment of the municipal representative from each member government shall be at the sole discretion of the governing body of the member government.

(c) The Governor of the State of Florida shall appoint a maximum of nine (9) voting members. Each member government in the region shall have at least one (1) representative appointed by the Governor.

Two (2) of the nine (9) of the Governor's appointments shall have their place of residence in the same county, provided however, that one (1) of the two (2) such appointments in the same county shall be a County Commissioner.

(d) Five (5) member governments shall appoint two (2) elected representatives from their respective governing body while two (2) member governments shall appoint one (1) elected representative from their respective governing body.

2. A new Subsection 5.c., Officers, is hereby created and former Subsection 5.c. and 5.d. are renumbered as Subsections 5.d. and 5.e., respectively, as follows:

(c) ~~A second vice-chairman, who shall preside in the~~ chairman's and vice-chairman's absence or inability to act. The second vice-chairman shall perform such functions as the COUNCIL may from time to time assign.

(d) A secretary-treasurer, who shall be responsible for minutes of the meeting, keeping the roll of members, the financial affairs of the COUNCIL and such other duties as may be assigned.

(e) The original officers shall be elected at the first regular meeting of the COUNCIL and shall serve until the first annual election meeting as determined in Section 6.a.

3. This Amendment to Agreement shall be effective upon execution by member governments.

SAVE AND EXCEPT as hereby expressly amended, all terms and conditions of the Interlocal Agreement shall be and remain in full force and effect.

IN WITNESS WHEREOF, the parties have officially adopted and caused this Amended Agreement to be executed and their signature to be affixed by their respective Chairman or chief official as of the day and year first above written.

BAKER COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

FLAGLER COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

Chairman

Chairman

CLAY COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

PUTNAM COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

Chairman

Chairman

NASSAU COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

ST. JOHNS COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

Chairman

Phyllis L. Lydon

Chairman

DUVAL COUNTY, FLORIDA
BY ITS COUNCIL

Mayor

Attest: _____
City of Jacksonville
Corporation Secretary

Form approved:

Assistant Counsel