INSTR # 113506887 Page 1 of 38, Recorded 02/10/2016 at 01:36 PM
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Alan L. Gabriel, Esq. Weiss Serota Helfman Cole & Bierman, P.L. 200 East Broward Blvd., Suite 1900 Fort Lauderdale, Florida 33301

THIRD AMENDMENT TO

INTERLOCAL AGREEMENT FOR CREATION

OF THE BROWARD METROPOLITAN

PLANNING ORGANIZATION

Among

FLORIDA DEPARTMENT OF TRANPORTATION [non-voting member]; the COUNTY OF BROWARD, the SOUTH FLORIDA REGIONAL TRANSPORTATION AUTHORITY, the MUNICIPALITIES OF CORAL SPRINGS, DAVIE, DEERFIELD BEACH, FORT LAUDERDALE, HOLLYWOOD, LAUDERHILL, MIRAMAR, PEMBROKE PINES, PLANTATION, POMPANO BEACH, SUNRISE, TAMARAC AND WESTON AND THE SCHOOL BOARD OF BROWARD COUNTY, FLORIDA [Voting Members]

AND THE MUNICIPALITIES OF COCONUT CREEK, COOPER CITY, DANIA BEACH, HALLANDALE BEACH, HILLSBORO BEACH, LAUDERDALE-BY-THE-SEA, LAUDERDALE LAKES, LAZY LAKE, LIGHTHOUSE POINT, MARGATE, NORTH LAUDERDALE, OAKLAND PARK, PARKLAND, PEMBROKE PARK, SEA RANCH LAKES, SOUTHWEST RANCHES, WEST PARK AND WILTON MANORS [Alternate Members], collectively known as "the Parties".

This Third Amendment to the Interlocal Agreement For Creation Of the Broward Metropolitan Planning Organization ("Third Amendment"), entered into by and among the Parties.

RECITALS

WHEREAS, the current applicable Interlocal Agreement for the Creation of the Broward Metropolitan Planning Organization ("Interlocal Agreement") was originally entered into March 7, 2000, and recorded on April 24, 2000, in Official Records Book 30444, Page 1278, in and for Broward County, Florida; and

WHEREAS, the Addendum to the Interlocal Agreement was recorded on September 13, 2005, in Official Records Book 40489, Page 711, in and for Broward County, Florida; and

WHEREAS, the Second Amendment to the Interlocal Agreement was recorded on September 18, 2006, in Official Records Book 42777, Page 1902, in and for Broward County, Florida; and

WHEREAS, Section 339.175, Florida Statutes was amended to permit the voting membership of an Metropolitan Planning Organization to consist of at least five but not more than 25 apportioned members, with the exact number determined on an equitable geographic population ration basis, based on an agreement among the affected units of general purposed local government and the Governor; and

WHEREAS, the Parties desire to increase the voting membership of the Broward Metropolitan Planning Organization from 19 voting members (with 18 alternate members) to 25 voting members (with 13 alternate members); and

WHEREAS, the membership of the Broward Metropolitan Planning Organization has been reapportioned in accordance with Section 339.175(4), Florida Statutes and the Governor of the State of Florida has been duly notified of such reapportionment; and

WHEREAS, the municipal membership of the Broward Metropolitan Planning Organization as reapportioned in accordance with Section 339.175 (4), Florida Statutes is set forth on Table 1, attached hereto and incorporated by reference; and

WHEREAS, the undersigned Parties have determined that this Third Amendment to the Interlocal Agreement is consistent with Section 339.175(10), Florida Statutes; and

WHEREAS, the Parties have determined that this Third Amendment to the Interlocal Agreement is consistent with statutory requirements set forth in Section 163.01, Florida Statues, relating to Interlocal Agreements;

NOW, THEREFORE, in consideration of the mutual covenants, promises, and representation herein, the Parties desiring to be legally bound, do agree as follows:

- Recitals. Each and all of the foregoing recitals are incorporated herein and acknowledged
 to be true and correct to the best of the Parties knowledge. Failure of any of the foregoing recitals
 to be true and correct shall not operate to invalidate this Third Amendment or the original
 Interlocal Agreement, as amended.
- 2. Additional Municipal Voting Members. Upon the Effective Date of this Third Amendment, the Municipalities of Coconut Creek, Hallandale Beach, Margate, North Lauderdale and Oakland Park all of which are currently Alternate Municipal Representatives shall be Voting Members of the Broward Metropolitan Planning Organization in their respective Districts as evidenced in Table 1, attached hereto.
- 3. Additional Broward County Voting Members. Pursuant to the Interlocal Agreement, the South Florida Regional Transportation Authority ("SFRTA") formally known as the Tri-County Commuter Rail Authority, is a Voting Member represented at the Broward Metropolitan Organization by a Broward County Commissioner who is a member of the SFRTA. In addition, the Broward County Board of County Commissioners currently has three (3) non-municipal representative Voting Members. Upon the Effective Date of this Third Amendment, Broward County shall have one (1) additional County Commissioner as a Voting Member. Thus, a total of

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- five (5) Broward County Commissioners shall be Voting Members on the Broward Metropolitan Organization as evidenced in Table 1.
- 4. Article 3, Section 3.01, "Establishment of MPO", is hereby amended to designate the legal name of this Metropolitan Planning Organization to be the "Broward Metropolitan Planning Organization".
- 5. Except as amended herein all other terms and conditions of the Interlocal Agreement recorded in OR Book 30444, Page 1278; the Addendum to the Interlocal Agreement in OR Book 40489, Page 711; and the Second Amendment to the Interlocal Agreement recorded in OR Book 42777, Page 1902 shall remain in full force and effect.
- 6. <u>Enforcement by Parties Hereto</u>. In the event of any judicial or administrative action to enforce or interpret this Third Amendment, or the Interlocal Agreement, as amended, each Party shall bear its own costs and attorney's fees in connection with such proceeding.
- 7. Execution of Third Amendment; Use of Counterpart Signature Pages. This Third Amendment, or the Interlocal Agreement, as amended, may be simultaneously executed in several counterparts, each of which so executed shall be deemed to be an original, and such counterparts together shall constitute one and the same instrument.
- 8. <u>Effective Date</u>. This Third Amendment shall become effective upon its filing in the public records of Broward County.
- 9. Cost of Recordation. The Broward Metropolitan Planning Organization agrees to pay for any costs of recordation or filing of this Third Amendment in the public record of Broward County. The recorded or filed original, or any amendment, shall be returned to the Broward Metropolitan Planning Organization for filing in its records.

IN WITNESS WHEREOF, the undersigned parties have executed this Third Amendment To Interlocal Agreement For Creation of the Broward Metropolitan Planning Organization on the respective dates under each signature.

Signed, Sealed and Delivered in the presence of:

[Every member of the BMPO shall sign this Third Amendment with the appropriate witnesses]

[REMAINING PORTION OF THIS PAGE IS INTENTIONALLY LEFT BLANK.

SIGNATURE PAGES FOLLOW.]

Signature Pages

THIRD AMENDMENT TO INTERLOCAL AGREEMENT FOR CREATION OF THE BROWARD METROPOLITAN PLANNING ORGANIZATION

FLORIDA DEPARTMENT OF TRANSPORTATION through its, authorized to execute same by action on the 1th day of, 2016.		
DEPARTMENT		
ATTEST:	FLORIDA DEPARTMNET OF	
	TRANSPORTATION	
Mia E. Chanel Alia Chanel Administrative Assistant	By: GERRY O'REILLY P.E. This Gath day of February, 2016.	
	APPROVED AS TO FORM:	

Attorney for FDOT

	BROWARD COUNTY, by and through its
ATTEST:	BOARD OF COUNTY COMMISSIONERS
	Ву:
Broward County Administrator, as	Barbara Sharif, Mayor
Ex-officio Clerk of the Broward	
County Board of County Commissioner	rs
	Day of, 2015.
	Approved as to form by
	Office of County Attorney
	Broward County, Florida
	Joni Armstrong Coffey, County Attorney
	Governmental Center, Suite 423
	115 South Andrews Avenue
	Fort Lauderdale, Florida 33301
	Telephone: (954) 357-7600
	Telecopier: (954) 357-7641
	Ву:

	onal transportation authority through its Challe by Board action on the day of, 2015.	i1F.,
ATTEST:		
	SOUTH FLORIDA REGIONAL TRANSPORTATION AUTHORITY	
	By:	_
namento na maderna Pandi e Pandi	day of	, 20 15.
	APPROVED AS TO FORM:	
	Ву:	
	Attorney for A	Authority

CITY OF COCONUT CREEK through its Mayor, authorized to execute same by Commission action on the order of the color of the

By: Rebiers Louly

Rebecca A. Teoley, Becky Tooley, Mayor

CITY OF COCONUT CREEK

(CITY SEAL) a Florida municipal corporation

Mary C. Blasi, City Manager

ATTEST:

By: Wille & Milace May

Leslie Wallace May, CMC-

City Clerk

APPROVED AS TO LEGAL FORM:

CITY ATTORNEY

THIRD AMENDMENT TO INTERLOCAL AGREEMENT FOR CREATION OF THE

BROWARD METROPOLITAN PLANNING ORGANIZATION

CITY OF COOPER CITY through its Mayor, authorized to execute same by Commission action

on the 18th day of August, 2015.

CITY OF COOPER/CITY, PLORUDA

Greg Ross, Mayor

8 Day of August 2015.

ATTEST:

Susan Poling, City Clerk

APPROVED AS TO FORM:

David M. Wolpin, City Attorney

CITY OF CORAL SPRINGS through its Mayor, authorized to execute same by Commission action on the party of 2015.

CITY OF CORAL SPRINGS, a

Municipal Corporation organized

and existing under the laws of

the State of Florida

Larry Vignola, Vice Mayor J Walter G. Campbell, Jr., Mayor

ATTEST:

Debra Thomas, City Clerk

APPROVED AS TO FORM:

S...

John J. Hearn, City Attorney

CITY OF DANIA BEACH, FLORIDA, through its Mayor, authorized to execute same by Commission action on AUGUST 25, 2015.

ATTEST:

CITY OF DANIA BEACH, FLORIDA, a Florida municipal corporation

Louise Stilson, CMC

City Clerk

Marco A. Salvino, Sr.

Mayor

City Manager

APPROVED FOR FORM AND CORRECTNESS:

Thomas J. Ansbro City Attorney

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TOWN OF DAVIE through its Mayor, authorized to execute same by Council action on the day of August 2015.

TOWN OF DAVIE, FLORIDA

WITNESSES:

Bv:

Judy Paul, Mayor

ATTEST:

de la company

Town Clerk

By

Town Administrator

APPROVED AS TO FORM:

By:

Town Attorney

CITY OF DEERFIELD BEACH through its Mayor, authorized to execute same by Commission action on the 18th day of August 2015.

CITY OF DEERFIELD BEACH, FLORIDA

Personally Known

THIRD AMENDMENT TO INTERLOCAL AGREEMENT FOR CREATION OF THE BROWARD METROPOLITAN PLANNING ORGANIZATION

CITY OF FORT LAUDERDALE through its Mayor, authorized to execute same by Commission action on the 18 day of 1600 2015. CITY OF FORT LAUDERDALE municipal corporation of WITNESSES: the State of Florida Jack" SEILER, Mayor LEE R. FELDMAN, City Manager Print Name ATTEST: (SEAL) JEFFREY A. MODARELLI, Eity Clerk Approved as to form: Assistant City Attorney STATE OF FLORIDA: COUNTY OF BROWARD: day of <u>Sptember</u>, 2015, The foregoing instrument was acknowledged before me this _ by JOHN P. "JACK" SEILER, Mayor of the CITY OF FORT LAUDERDALE, a municipal corporation of Florida. (SEAL Jonetti A. Hunga Bnature: Notary Public, State of Florida JEANETTE A. JOHNSON Notary Public - State of Florida My Comm. Expires Jan 31, 2019 🛭 Commission # FF 166303 Johnson Bonded through National Notary Assn. Name of Notary Typed, Printed or Stamped Personally Known STATE OF FLORIDA: COUNTY OF BROWARD: The foregoing instrument was acknowledged before me this 🚢 2015, by LEE R. FELDMAN, City Manager of the CITY OF FORT LAUDERDALE, a municipal corporation of CARLA A FOSTER Florida. MY COMMISSION # EE 180757 (SEAL) EXPIRES: March 19, 2016 Bonded Time Budget Notary Services Signature: Notary-Rublic, State of Florida

Name of Notary Typed, Printed or Stamped

CITY OF HALLANDALE BEACH through its Mayor, authorized to execute same by Commission action on the 2nd day of September, 2015.

ATTEST:

CITY OF HALLANDALE BEACH, FLORIDA

MARIO BATAILLE, CITY ČLERK

A VORTOVICTOPER

APPROVED AS TO FORM:

V. LYNN WHITFIELD, CITY ATTORNEY

TOWN OF HILLSBORO BEACH through its Mayor, authorized to execute same by Commission action on the __day of _______ 2015.

ATTEST:

TOWN OF HILLSBORO BEACH, FLORIDA

TOWN CLERK

MAYOR RICHARD MAGGIORE

APPROVED AS TO FORM;

CITY ATTORNÉY

CITY OF HOLLYWOOD through its Mayor, authorized to execute same by Commission action on the ______ day of ________, 2015.

CITY OF HOLLYWOOD, FLORIDA

Attest	(Seal)	
BY: Patricia A. Cerny, N	Clery-	Peter Bober, Mayor

Approved as to form and legality

For the use and reliance of the

City of Hollywood, Florida, only.

Jeffrey P. Sheffel, City Attorney

TOWN OF LAUDERDALE-BY-THE-SEA through its Mayor, authorized to execute same by Commission action on the day of day of 2015.

TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA

Aftest: _____

Tedra Smith, Town Clerk

BY:

Scot Sasser, Mayor

Approved as to form and legality

for the use and reliance of the

Town of Lauderdale-By-The-Sea, Florida, only.

RV.

Susan L. Trevarthen, Town Attorney

Printed Name

THIRD AMENDMENT TO INTERLOCAL AGREEMENT FOR CREATION OF THE BROWARD METROPOLITAN PLANNING ORGANIZATION

CITY OF LAUDERDALE LAKES through its Mayor, authorized to execute same by Commission action on the @day of _______ CITY OF LAUDERDALE LAKES By: Barrington A. Russell, Sr. MAYOR ATTEST Sharon Housing OTTY CLERK and deliver The presence of Witness Signature Printed Name Witness Signature

CITY OF LAUDERHILL through its Mayor, authorized to execute same by Commission action on the $\frac{3}{2}$ day of $\frac{\sqrt{2000}}{2015}$ 2015.

CITY OF LAUDERHILL, FLORIDA

Mayor Richard I Kanlan

City Clerk Andrea Ånderson

(Seal)

VILLAGE OF LAZY LAKE, through action on the day of	its Mayor, authorized to execute same by Commission, 2016.
VILLAGE OF LAZY LAKE, FLORIDA	
By:	ATTEST
Mayor Scott Pringle	City Clerk Joe Fodera
	(Seal)

City Attorney

THIRD AMENDMENT TO INTERLOCAL AGREEMENT FOR CREATION OF THE BROWARD COUNTY METROPOLITAN PLANNING ORGANIZATION

withesses:	CITY OF LIGHTHOUSE POINT
The Make	By: 7 20 A
and the second second	Mayor
Alekanata	<u> 25</u> day of <u>AU9US</u> ナ <u>,</u> 2015
ATTEST:	Au DL9
City Clerk	City Administrator
	day of <u>AU9U6†</u> , 201 5
APPROVED AS TO FORM:	ANSENSA.

CITY OF MARGATE through its Mayor, authorized to execute same by Commission action on the Mayor of August . 2015.

ATTEST:

CITY OF MARGATE, FLORIDA

CITY CLERK, JOSEPH L.KAVANAGH

MAYOR, JOANNE SIMONE

DOUGLAS E. SMITH

CITY MANAGER

APPROVED AS TO FORM:

EUGENE M. STEINFELD

CITY ATTORNEY

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THIRD AMENDMENT TO INTERLOCAL AGREEEMENT FOR CREATION OF THE BROWARD METROPOLITAN PLANNING ORGANIZATION

CITY OF MIRAMAR through its Mayor, authorized to execute same by Commission action on the 19_day of 1/2015.

WITNESSES:

CITY OF MIRAMAR

Para MBanett Jabbes
WARVA W. BARRETT-FORDES
Philos Wallace

ATTEST:

City Clerk

City Manager

5_Day of KOKUM DEN 2015

(CORPORATE SEAL)

APPROVED AS TO FORM:

City Attorney

CITY OF NORTH LAUDERDALE through its Mayor, authorized to execute same by Commission action on the 15 day of Object, 2015.

CITY OF NORTH LAUDERDALE, a

Fiorida municipal corporation

By:

Ambreen Bhatty, City Manager

ATTEST:

APPROVED AS TO FORM:

Patricia Vancheri, City Clerk

Samuel S. Coren, City Attorney

CITY OF OAKLAND PARK through its Mayor, authorized to execute same by Commission action on the $\frac{5}{2}$ day of $\frac{100}{2}$ 2015.

CITY OF OAKLAND PARK

a Florida municipal corporation

Ву: __

JED SHANK, MAYOR

ATTEST:

By:

RENEE M. SHROUT, CMC, CITY CLERK

APPROVED AS TO FORM:

Bv

DONALD J. DOODY, CITY ATTOKNEY

CITY OF PARKLAND through its Mayor, authorized to execute same by Commission action on the 2 day of 14544 2015.

CITY OF PARKLAND

WITNESSES:

Mayor Michael Udine

ATTEST:

City Clerk

City Mahages Caryn Gardner-Young

APPROVED AS TO PO

City Attorney

TOWN OF PEMBROKE PARK	through its Mayor, authorized to execute same by Commission
action on the day of	, 2015.
	TOWN OF DEVENOVE DADY
	TOWN OF PEMBROKE PARK
ATTEST:	
By:	Ву:
Annette Wexler	Ashira Mohammed
Clerk Commissioner	Mayor-Commissioner

THIRD AMENDMENT TO INTERLOCAL AGREEMENT FOR CREATION OF THE

BROWARD METROPOLITAN PLANNING ORGANIZATION

city of PEMBROKE PINES the action on the day of	rough its Mayor, authorized to	o execute same by Commission
action on the W day of	Dianet 2015	*
action of the 11 cay of 2	1 CO 107	

Bv: Ma

MARLENE-GRAHAM, CITY CLERK

CITY OF PEMBROKE-PINES, PLORIDA

MAYOR FRANK C. ORTIS

APPROVED AS TO FORM;

ATTEST:

OFFICE OF THE CITY ATTORNEY

STATE OF FLORIDA COUNTY OF BROWARD

I HEREBY CERTIFY that the above foregoing is a true and correct copy of

Resolution No. 3466 with Exhibit A (7 Pages)

as recorded in the Office of the City Clerk.

Witness my hand and official seal this

1st day of Desember A.D., 2015.

CITY OF PEMBROKE PINES

By: _

Debra E. Rogers, Deputy City Clerk

CITY OF PLANTATION through its Mayor, authorized to execute same by Council action on the Q^{th} day of Ochor 2015.

Signed, sealed and delivered in the presence of:

Attest Mark & Markey & Susan Slattery Clay Clerk

CITY OF PLANTATION

Witness:

Diane Veltri Bendekovic, Mayor

Variable Caiferral

Typed Name of Witness

Witness:

As to legal form:

△ City Attorney

Typed Name of Witness

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"CITY":

Witnesses:	CITY OF POMPANO BEACH
Sandrass, mpnaay Shly R. Berthelenew	By: LAMAR FISHER, MAYOR By: DENNIS W. BEACH, CITY MANAGER
Attest: Asceleta Hammond, City Clerk	_ (SEAL)
Approved As To Form: MARK E. BERMAN, CITY ATTORNEY	
	acknowledged before me this day of ISHER as Mayor, DENNIS W. BEACH as City is City Clerk of the City of Pompano Beach, Florida, a
	nicipal corporation, who are personally known to me.
NOTARY'S SEAL:	NOTARY PUBLIC, STATE OF FLORIDA Kervin Alfred (Name of Acknowledger Typed, Printed or Stamped)
KERVIN ALFRED Notary Public - State of Florida My Commi. Expires Sep 21, 2016 Commission & EE 203126 Bonded Through Natural Natural Process	Commission Number

TOWN OF SEA RANCH LAKES through its Mayor, authorized to execute same by Commission action on the 12 day of 12 day of 2015.

Ву:

TOWN OF SEA RANCH LAKES

MAYOR

TOWN OF SEA RANCH LAKES the
Commission action on the 12 day of 183
Section 1997
A TENDOCTO
ATTEST:
By: Star Patry
CITY CLERK
Signed, sealed and delivered in
The presence of:
Witness Signature
ENRIGUE TOMAS
Printed Name
Janice Conn
Witness Signature
Janice Conn
<u> </u>
Printed Name

TOWN OF SOUTHWEST RANCHES through its Mayor, authorized to execute same by

Council action on the de day of 2018

TOWN OF SOUTHWEST RANCHES, FLORIDA

Ву:

JEFF NELSON, MAYOR

ATTEST:

By: _

RUSSELL MUNIZ, ASSISTANT TOWN ADMINISTRATOR/TOWN CLERK

APPROVED AS TO FORM AND CORRECTNESS

Bv:

KEITH POLIAKOFF, TOWN ATTORNEY

CITY OF TAMARAC

Harry Dressler, Mayor

Date: <u>(144444-14, 2015</u>

ATTEST:

Pat Teufel, CMC

Date: 9/8//

Michael C. Cernech, City Manager

Date: 8-28-15

Approved as to form and legal

Sufficiency:

Samuel S. Goren, City Attorney

CITY OF SUNRISE through its Mayor, authorized to execute same by Commission action on the day of 2015.

CITY OF SUNRISE, FLORIDA

BY:

Michael J. Ryan, Mayor

This day of Ochober 2015.

AUTHENTICATION:

Felicia M. Bravo, City Clerk

(SEAL)

Approved as to Form and Legal Sufficiency

Office of the City Attorney, Sunrise, Florida.

Kimberly A. Kisslan, City Attorney

10770 West Oakland Park Boulevard

Sunrise, FL 33351

Telephone: (954) 746-3300

Kimberly A. Kisslan

CITY OF WESTON through its Mayor, authorized to execute same by Commission action on the 17th day of August, 2015.

ATTEST:

Patricia A. Bates, City Clerk

Approved as to form and legality for the use of and reliance by the

City of Weston only

Jamie Alán Cole, City Attorney

CITY OF WESTON, through its City Commission

By: Daniel J. Stermer, Mayor

Ву: _ John R. Flint, City Manager

18th day of august

(CITY SEAL)

CITY OF WEST PARK through its Mayor, authorized to execute same by Commission action on the 5 day of NEVEL 2015.

	CITY OF WEST PARK, through its
	City Commission
ATTEST:	By: 299
24/mleRtat	Eric H. Jones, Jr., Mayor
Alexandra Grant, City Clerk	day of2015.
	BY: WARMOO
	W. Ajibola Balogun, City Manager day of <u>ALLA</u> , 2015.
Approved as to form and legality	(RESOLUTION 2015-76)
for the use of and reliance by the	
City of West Park only:	
BY:	(CITY SEAL)
day of 2015.	

CITY OF WILTON MANORS through its Mayor, authorized to execute same by Commission action on the /// day of August ______, 2015.

CITY OF WILTON MANORS, FLORIDA

Gary Resnick, MAYOR

ATTEST:

Kathryn Sims, CMC/AAE

CITY CLERK

APPROVED AS TO FORM:

//KERRY EZROL

CITY ATTORNEY

THE SCHOOL BOARD OF BROWARD COUNTY, FLORIDA

By Jama Juan	(SA fallow 1994 (Selection)
Donna P. Korn, School Board Chair	Witness as to all Signatories
ATTEST:	Print Name Be HyMECIAry
Robert W. Runcie, Superintendent	Witness as to all Signatories
Of Schools	Print Name Ofchile Legton
(CORPORATE SEAL)	
State of Florida, Broward County	
WITNESS my hand and official seal thisda	y of
Print Name NOEMI 6UTIERREZ	NOEM! GUTIERREZ Commission # FF 210779 Expires May 3, 2019 Bondad That Topy Feb Insurance 805 385-7019 (AFFIX NOTARY SEAE)
My Commission Expires: MA 3-249	MOEMI GUTIERREZ Commission # FF 210779 Explice May 3, 2018 Endad from toy ten feeroes accused rases
Approved as to form: \$\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\	A Comment
C. Paul Carland, School Board A	Attorney