

**RESOLUTION NO. 2022-001**

**A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF COCONUT CREEK, FLORIDA, AUTHORIZING THE CITY MANAGER, OR DESIGNEE, TO EXECUTE AN AMENDMENT TO A MAINTENANCE AGREEMENT BETWEEN BROWARD COUNTY AND THE CITY OF COCONUT CREEK TO ESTABLISH PERPETUAL MAINTENANCE OBLIGATIONS ASSOCIATED WITH THE PATTERNED PAVEMENT CROSSWALKS AT THE INTERSECTIONS OF LYONS ROAD AND COCONUT CREEK PARKWAY, COPANS ROAD, WILES ROAD, NW 6 MANOR, WINSTON PARK BOULEVARD, AND ST. ANDREWS WITHIN THE LYONS ROAD MOBILITY PROJECT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, on October 24, 2013, the City Commission of the City of Coconut Creek passed Resolution No. 2013-112, in support of Complete Streets guidelines to allow all users, including people who walk, bike, use transit and drive, to safely navigate our roadways; and

**WHEREAS**, on February 26, 2015, the City Commission of the City of Coconut Creek passed Resolution No. 2015-045, in support of the Lyons Road Mobility Project to include bicycle lanes and sidewalk and pedestrian amenities along the Lyons Road corridor between Atlantic Boulevard and the Sawgrass Expressway; and

**WHEREAS**, the State of Florida Department of Transportation (hereinafter "FDOT") is authorized to undertake the project identified as Financial Project # 436319-1 within Coconut Creek municipal limits; and

**WHEREAS**, the City has requested that FDOT perform additional work to include patterned pavement crosswalks (FM No 436319-1-52-02) at all signalized crosswalks along Lyons Road from Atlantic Boulevard to the Sawgrass Expressway as set forth in Exhibit "2," attached hereto and made part hereof; and

**WHEREAS**, on February 13, 2020, the City Commission of the City of Coconut Creek passed Resolution No. 2020-012, approving the maintenance agreement with Broward County for the patterned pavement crosswalks associated with the Lyons Road Mobility project; and

**WHEREAS**, this resolution will authorize the City Manager, or designee, to execute the amended agreement, attached hereto and made a part hereof as Exhibit “1,” between Broward County and the City to add the intersection of Lyons Road and Copans Road, which was previously omitted from the list of signalized crosswalks, and shall become effective upon the agreement’s execution; and

**WHEREAS**, Broward County provides for a public involvement process and the City retains the final approval of the design to be constructed.

**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, hereby authorizes the City Manager, or designee, to execute the amended maintenance agreement, attached hereto and made part hereof as Exhibit “1,” and hereinafter referred to as the “Agreement,” that establishes the perpetual maintenance obligations assigned to the City for the patterned pavement crosswalks assigned to the Lyons Road Mobility Project along Lyons Road from the C-14 Canal to the Sawgrass Expressway, which includes the work pattern crosswalks (FM No. 436319-1-52-02) at the intersections of Lyons Road and Coconut Creek Parkway, Copans Road, Wiles Road, NW 6 Manor, Winston Park Boulevard, and St. Andrews.

**Section 3:** That the City Clerk is hereby directed to provide a certified copy of this resolution to Broward County.

**Section 4:** 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 5:** That this resolution shall be in full force and effect immediately upon its adoption.

Adopted this 13th day of January, 2022.

\_\_\_\_\_  
Rebecca A. Tooley, Mayor

Attest:

\_\_\_\_\_  
Marianne Bowers, Interim City Clerk

Tooley	<u>Aye</u>
Rydell	<u>Aye</u>
Sarbone	<u>Aye</u>
Welch	<u>Aye</u>
Railey	<u>Aye</u>

MR:ae

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