

RESOLUTION NO. 2019-009

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF COCONUT CREEK, FLORIDA, AUTHORIZING THE CITY MANAGER, OR DESIGNEE, TO EXECUTE THE ATTACHED LOCALLY FUNDED AGREEMENT (LFA) AND THE SUPPORTING AGREEMENTS ATTACHED TO THE LFA BETWEEN THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) AND THE CITY OF COCONUT CREEK TO CONSTRUCT AND DELIVER THE MOBILITY PROJECT ALONG LYONS ROAD FROM THE C-14 CANAL TO THE SAWGRASS EXPRESSWAY IN ACCORDANCE WITH FDOT PROGRAM BULLETIN 15-03, INCLUDING THE ADDITIONAL WORK FOR PATTERNED PAVEMENT CROSSWALKS AND LIGHTING CONDUIT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

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

WHEREAS, on August 26, 2015, the City Commission passed Resolution No. 2015-045 in support of the Lyons Road Mobility Project (“Project”) to include bicycle lanes, sidewalks, and pedestrian amenities along the Lyons Road corridor between Atlantic Boulevard and the Sawgrass Expressway; and

WHEREAS, said Project has been defined as an off-system prioritized project within the local right-of-way under the jurisdiction of the City of Coconut Creek and not located on the State Highway System; and

WHEREAS, the State of Florida Department of Transportation (“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 the following additional work to include patterned pavement crosswalks (FM No 436319-1-52-02) at all signalized crosswalks along Lyons Road from North of Atlantic Boulevard to the Sawgrass Expressway excluding Sample Road and lighting conduit (FM No 436319-1-52-03) along both sides of Lyons Road from north of Atlantic Boulevard to Winston Park Boulevard as set forth in Exhibit “1,” attached hereto and made part hereof and hereinafter referred to as the Locally Funded Agreement (LFA); and

WHEREAS, this resolution will authorize the City Manager, or designee, to execute the Locally Funded Agreement (LFA) and additional agreements, including the Three Party Escrow Agreement (Exhibit “B”) and the Highway Maintenance Memorandum of Agreement (Exhibit “C”) and thereby endorse FDOT’s delivery of said Project within the City’s local jurisdiction; and

WHEREAS, FDOT 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 approves the Locally Funded Agreement (LFA), attached hereto and made a part hereof as Exhibit “1,” that supports the Florida Department of Transportation (FDOT) to manage, construct, and deliver the Lyons Road Mobility Project identified by FDOT as FM No. 436319-1, along Lyons Road from the C-14 Canal to the Sawgrass Expressway in accordance with FDOT’s Program Management Bulletin 15-03, including the work pattern crosswalks (FM No. 436319-1-52-02) and lighting conduit (FM No. 436319-1-52-03).

Section 3: That the City Manager, or designee, is hereby authorized to execute said LFA and associated agreements with FDOT for the Lyons Road Mobility Project.

Section 4: That the City Clerk is hereby directed to provide a copy of this resolution to FDOT.

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 14th day of March, 2019.

Joshua Rydell, Mayor

Attest:

Leslie Wallace May, City Clerk

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

WSS/ae/mr

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