

Termination Agreement

This Termination Agreement made and entered into this _____ day of _____, _____ by and between the **STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION**, hereinafter called the **Department**, and the **CITY OF COCONUT CREEK**, hereinafter called the **Maintaining Agency**.

WITNESSETH:

WHEREAS, the **Department** and the **Maintaining Agency** entered into a State Highway Lighting, Maintenance, and Compensation Agreement dated February 12, 2004 (hereinafter called "**Agreement**") for the purpose of maintaining lighting on State Roads within the jurisdictional boundaries of the **Maintaining Agency**; and

WHEREAS, the **Maintaining Agency** did not agree to the amount offered by the Department for the Work Order for the fiscal year July 1st, 2017 -June 30th, 2018; and

WHEREAS, the **Department** and **Maintaining Agency** have mutually agreed to terminate the **Agreement** and services under the terms of this **Termination Agreement**; and,

WHEREAS, the **Maintaining Agency** by Resolution No. 2018-91 dated May 10 , 2018, attached hereto and by this reference made a part hereof, desires to enter into this **Termination Agreement** and authorizes its officers to do so;

NOW THEREFORE, for and in consideration of the mutual benefits to flow each to the other, the parties covenant and agree as follows:

1. The recitals set forth above are true and correct and are deemed incorporated herein.
2. The **Department** releases the **Maintaining Agency** for any monies paid by the **Department** during the fiscal year July 1st, 2016 -June 30th, 2017 while the Work Order under the **Agreement** was in effect.
3. The **Maintaining Agency** releases the **Department** for any monies paid by the **Maintaining Agency** during the fiscal year July 1st, 2017 -June 30th, 2018 for electricity or until the electric is transferred under the **Department's** name.
4. Both parties hereby release each other from any and all terms, requirements or provisions of the **Agreement** and hereby cancel the **Agreement** as of the effective date of this **Termination Agreement** so that it is no longer in effect.

IN WITNESS WHEREOF, the parties hereto have executed this **Termination Agreement** effective the day and year first above written.

ATTEST:

Maintaining Agency:
CITY OF COCONUT CREEK

Leslie Wallace May, City Clerk

By: _____
Mary C. Blasi, City Manager

APPROVED AS TO FORM:

Date: _____

Terrill C. Pyburn, City Attorney

Department:
STATE OF FLORIDA
DEPARTMENT OF TRANSPORTATION

ATTEST:

Executive Secretary
(SEAL)

By _____
Howard Webb, P.E. Director of Operations

Date: _____

Approval as to Form:

By _____
Dawn Raduano, District General Counsel

Date: _____