

**RESOLUTION NO. 2019-005**

**A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF COCONUT CREEK, FLORIDA, AUTHORIZING THE CITY MANAGER, OR DESIGNEE, TO EXECUTE AN INTERLOCAL AGREEMENT (ILA) BETWEEN THE CITY OF COCONUT CREEK AND THE CITY OF CORAL SPRINGS FOR THE DESIGN, CONSTRUCTION, AND MAINTENANCE OF MEDIAN LANDSCAPE IMPROVEMENTS ALONG STATE ROAD 7 BETWEEN THE SAWGRASS EXPRESSWAY AND CULLUM ROAD/TURTLE CREEK DRIVE; PROVIDING FOR RECORDATION; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the cities of Coral Springs and Coconut Creek desire to construct landscape improvements within the medians on State Road 7 between the Sawgrass Expressway and Cullum Road/Turtle Creek Drive adjacent to each respective city to include the installation of irrigation, pavers, landscaping, and sod; and

**WHEREAS**, the City of Coconut Creek offered to be the lead agency to procure the design and construction of the landscape improvements and to pursue a Highway Beautification Grant from the Florida Department of Transportation (FDOT) to help offset the costs for said design and construction; and

**WHEREAS**, the City of Coconut Creek was successful in obtaining the aforementioned FDOT Highway Beautification Grant in the amount of \$100,000; and

**WHEREAS**, the City of Coconut Creek and the City of Coral Springs desire to enter into an agreement to provide for the ongoing landscape maintenance of the medians upon completion of the project; and

**WHEREAS**, the City of Coconut Creek has offered to have its landscape maintenance contractor provide for regular maintenance of the landscape improvements once completed; and

**WHEREAS**, the City of Coral Springs has offered to reimburse the City of Coconut Creek for one half (1/2) of the ongoing maintenance costs on a monthly basis; and

**WHEREAS**, staff recommends approval of the agreement; and

**WHEREAS**, the City Commission of the City of Coconut Creek believes it to be in the best interests of the residents of the City of Coconut Creek to enter into an agreement with the City of Coral Springs to provide for the design, construction, and maintenance of median landscape improvements along State Road 7 between the Sawgrass Expressway and Cullum Road/Turtle Creek Drive.

**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 has reviewed and hereby approves the attached Interlocal Agreement between the City of Coconut Creek and the City of Coral Springs for the design, construction, and maintenance of median improvements along State Road 7 between the Sawgrass Expressway and Cullum Road/Turtle Creek Drive.

**Section 3:** That the City Manager, or designee, is hereby authorized to execute the aforementioned Interlocal Agreement between the City of Coconut Creek and the City of Coral Springs.

**Section 4:** That this Interlocal Agreement is entered into pursuant to Section 163.01, “Florida Interlocal Cooperation Act of 1969,” Florida Statutes, and upon execution by the Parties shall be filed with the Clerk of the Circuit Court of Broward County.

**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 24<sup>th</sup> day of January, 2019.**

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Joshua Rydell, Mayor

Attest:

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Leslie Wallace May, City Clerk

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