

RESOLUTION NO. 2019-184

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF COCONUT CREEK, FLORIDA, AUTHORIZING THE MAYOR AND THE CITY MANAGER, OR DESIGNEE, TO EXECUTE THE ATTACHED ILLUMINATION AGREEMENT BETWEEN BROWARD COUNTY AND THE CITY OF COCONUT CREEK FOR THE INSTALLATION AND MAINTENANCE OF PEDESTRIAN LIGHTING ALONG COCONUT CREEK PARKWAY BETWEEN LYONS ROAD AND COCONUT CREEK BOULEVARD; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Commission approved funding in the Capital Improvement Program budget for the installation of pedestrian lighting on the north and south sides of Coconut Creek Parkway between Lyons Road and Coconut Creek Boulevard; and

WHEREAS, the limits of this project lie completely within Broward County right-of-way and is therefore under Broward County's jurisdiction; and

WHEREAS, Broward County requires that the City execute an illumination agreement prior to performing any work within their right-of-way; and

WHEREAS, staff recommends that the City execute the aforementioned agreement; and

WHEREAS, the City Commission finds and determines that it is in the best interest of the residents of the City to enter into an agreement with Broward County for the purpose of installing and maintaining pedestrian lighting along Coconut Creek Parkway between Lyons Road and Coconut Creek Boulevard.

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 the resolution.

Section 2: That the City Commission has reviewed and hereby approves the attached agreement between Broward County and the City of Coconut Creek for the purpose of installing and maintaining pedestrian lighting along Coconut Creek Parkway between Lyons Road and Coconut Creek Boulevard.

Section 3: That the Mayor and the City Manager, or designee, are hereby authorized to execute the aforementioned agreement between Broward County and the City of Coconut Creek.

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 8th day of August, 2019.

Sandra L. Welch, Mayor

Attest:

Leslie Wallace May, City Clerk

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