

**RESOLUTION NO. 2018-059**

**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 CASH SECURITY AGREEMENT BETWEEN BROWARD COUNTY AND THE CITY OF COCONUT CREEK IN THE AMOUNT OF \$347,593 FOR WORK TO BE PERFORMED WITHIN BROWARD COUNTY RIGHT-OF-WAY RELATED TO THE CONSTRUCTION OF THE RECLAIMED WATER MAIN EXTENSION ON WILES ROAD FROM NW 39 AVENUE TO LYONS ROAD AND THEN SOUTH ON LYONS ROAD TO CULLUM ROAD; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the City has a reclaimed water main connection with Broward County's reclaimed water interconnect on Wiles Road and NW 39 Avenue; and

**WHEREAS**, the City wishes to extend the reclaimed water services west along Wiles Road from NW 39 Avenue to Lyons Road and then south on Lyons Road to Cullum Road for future expansion in the MainStreet Project Area; and

**WHEREAS**, the City received \$500,000 combined grant funding, \$300,000 from the South Florida Water Management District and \$200,000 from Broward County, for this project; and

**WHEREAS**, on January 11, 2018, the City entered into an Agreement with Rohl Global Networks LP for the construction of the reclaimed water main extension project; and

**WHEREAS**, Broward County requires a Cash Security Agreement (CSA) in the amount of \$347,593 for the construction of the portion of the reclaimed water main in the County's right-of-way, and said CSA will be held for a period of one (1) year as a maintenance obligation, following the completion of the project.

**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 Commission has reviewed and hereby approves the attached Cash Security Agreement between Broward County and the City of Coconut Creek for the installation, construction, completion, and maintenance of the portion of reclaimed water main to be constructed within the County’s right-of-way.

**Section 3:** That the Mayor and the City Manager, or designee, are hereby authorized to execute the attached Cash Security Agreement.

**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 22<sup>nd</sup> day of March, 2018.**

\_\_\_\_\_  
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>