RESOLUTION NO. 2025-002

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF COCONUT CREEK, FLORIDA, AUTHORIZING THE CITY MANAGER, OR DESIGNEE, TO EXECUTE AMENDMENT NUMBER TEN (10) TO THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) DISTRICT FOUR LANDSCAPE INCLUSIVE MAINTENANCE MEMORANDUM OF AGREEMENT FOR THE PURPOSE OF MAINTAINING SIDEWALKS, LANDSCAPING, AND OTHER IMPROVEMENTS WITHIN THE RIGHT-OF-WAY OF WEST HILLSBORO BOULEVARD (STATE ROAD 810) RELATED TO THE LEDER SELF-STORAGE DEVELOPMENT PROJECT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on October 27, 2022, 4161 Hillsboro, LLC received Site Plan approval from the City for the design and construction of the self-storage facility located at 4161 West Hillsboro Boulevard; and

WHEREAS, a portion of the self-storage development project improvements, including, but not limited to, sidewalks, landscaping, and irrigation, will be constructed within the Florida Department of Transportation (FDOT) property and/or right-of-way; and

WHEREAS, the City of Coconut Creek recognizes the need to amend an existing FDOT District Four Landscape Inclusive Maintenance Memorandum of Agreement (MMOA), designating and setting forth maintenance responsibilities related to these improvements; and

WHEREAS, it shall be the responsibility of the City of Coconut Creek to maintain or coordinate the maintenance of the improvements after the project's completion; and

WHEREAS, said maintenance responsibilities will be reassigned to 4161 Hillsboro, LLC by separate resolution and agreement.

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 hereby accepts the future budgeting and funding resources projected to be necessary for maintenance contingency and supports the mobility project as it relates to the Leder Self-Storage Development Project.

Section 3: That City Manager, or designee, is hereby authorized to execute Amendment Number Ten (10) to the FDOT District Four Landscape Inclusive Maintenance Memorandum of Agreement between FDOT and the City, designating maintenance responsibilities for the Hillsboro Boulevard right-of-way improvements related to the Leder Self-Storage Development Project.

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 _____ day of _____, 2025.

_____
Sandra L. Welch, Mayor

Attest:

_____
Joseph J. Kavanagh, City Clerk

Welch	_____
Railey	_____
Rydell	_____
Brodie	_____
Wasserman	_____