

**RESOLUTION NO. 2023-011**

**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 REVOCABLE LICENSE AGREEMENT BETWEEN BROWARD COUNTY AND THE CITY OF COCONUT CREEK FOR MEDIAN BEAUTIFICATION OF LYONS ROAD BETWEEN COCONUT CREEK PARKWAY AND ATLANTIC BOULEVARD; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the City intends to construct improvements to the Lyons Road medians from Coconut Creek Parkway to Atlantic Boulevard; and

**WHEREAS**, improvements will include the installation of new irrigation, landscaping, and pavers; and

**WHEREAS**, this segment of Lyons Road falls under Broward County jurisdiction; and

**WHEREAS**, the County requires as a condition of permitting that the City enter into a revocable license agreement with them to undertake continued maintenance of the improved medians; and

**WHEREAS**, the City of Coconut Creek and Broward County desire to enter into said revocable license agreement, attached hereto and made a part hereof, to provide for continued maintenance of the improved medians by the City; and

**WHEREAS**, the City Commission has determined that it is beneficial and in the best interests of the public to enter into this 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 has reviewed and hereby approves the attached revocable license agreement between Broward County and the City of Coconut Creek, Florida to provide for continued maintenance of the Lyons Road medians between Coconut Creek Parkway and Atlantic Boulevard by the City.

**Section 3:** That the Mayor and the City Manager, or designee, are hereby authorized to execute said revocable license agreement between Broward County and the City of Coconut Creek, Florida to provide for continued maintenance of the Lyons Road medians between Coconut Creek Parkway and Atlantic Boulevard by the City.

**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 26<sup>th</sup> day of January, 2023.**

\_\_\_\_\_  
Joshua Rydell, Mayor

Attest:

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Joseph J. Kavanagh, City Clerk

Rydell	<u>Aye</u>
Welch	<u>Aye</u>
Tooley	<u>Aye</u>
Railey	<u>Aye</u>
Brodie	<u>Aye</u>