

RESOLUTION NO. 2019-035

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF COCONUT CREEK, FLORIDA, SUPPORTING THE APPLICATION FOR FUNDING FROM THE BROWARD METROPOLITAN PLANNING ORGANIZATION (MPO) 2018 COMPLETE STREETS AND LOCALIZED INITIATIVES PROGRAM (CSLIP) FOR THE MULTI-USE PATH PROJECT ALONG NW 39TH AVENUE; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Coconut Creek (“City”) has adopted a Complete Streets Master Plan; and

WHEREAS, NW 39th Avenue is identified in this plan as a priority project to support mobility; and

WHEREAS, the City desires to construct a multi-use path along the City’s right-of-way to provide and improve the safety and mobility for all transportation users; and

WHEREAS, the City has submitted an application for funding from the Broward Metropolitan Planning Organization (“MPO”) 2018 Complete Streets and Localized Initiatives Program (“CSLIP”) for a project along the east side of NW 39th Avenue from State Road 810/West Hillsboro Boulevard to NW 74th Street continuing as shared-lane markings along NW 74th Street from NW 39th Avenue to Lyons Road; and

WHEREAS, the MPO has requested that the City adopt a resolution expressing support for the project depicted in Exhibit “A” and committing to fund the maintenance of the improvements to be constructed within Coconut Creek’s right-of-way; and

WHEREAS, the City supports the submission of the application through the MPO 2018 CSLIP for the project depicted in Exhibit “A” and commits to fund the maintenance of the improvement to be constructed within Coconut Creek’s right-of-way; and

WHEREAS, the final design and construction of the project, if approved by the MPO, will be performed by the Florida Department of Transportation (“FDOT”), and

funding for the project will be provided by the MPO; and

WHEREAS, the City must endorse FDOT's delivery of the projects that fall within the City's jurisdictional right-of-way; and

WHEREAS, the City Commission deems it to be in the best interest of the residents of the City to express its support for the project depicted in Exhibit "A," commit to fund the maintenance of the improvements to be constructed within Coconut Creek's right-of-way, and endorse FDOT to deliver the project within the City's right-of-way.

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 supports the project depicted in Exhibit "A" and commits to fund the maintenance of the improvements to be constructed within Coconut Creek's right-of-way.

Section 3: That the City endorses FDOT to deliver the projects within the City's right-of-way.

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 24th day of January, 2019.

Joshua Rydell, Mayor

Attest:

Leslie Wallace May, City Clerk

Rydell Aye

Welch Absent

Tooley Aye

Sarbone Aye

Belvedere Aye