

RESOLUTION NO. 2019-149

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF COCONUT CREEK, FLORIDA, AUTHORIZING THE MAYOR TO EXECUTE THE ATTACHED CASH SECURITY AGREEMENT BETWEEN BROWARD COUNTY AND THE CITY OF COCONUT CREEK TO PROVIDE FOR THE INSTALLATION OF ELECTRICAL INFRASTRUCTURE NECESSARY TO INSTALL TWO (2) FOUNTAINS IN THE LAKE BETWEEN THE COMMUNITY CENTER AND WINDMILL PARK; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Coconut Creek budgeted funds in the Fiscal Year 2019 Budget to install two (2) fountains within the lake between the Community Center and Windmill Park; and

WHEREAS, it is necessary to directional bore under Lyons Road for the purpose of providing a conduit to supply electric power for the aforementioned fountains; and

WHEREAS, this portion of Lyons Road is under Broward County jurisdiction and the County requires a permit for this work; and

WHEREAS, the permit requires a refundable security deposit in the amount of \$3,500, which will be retained by them for a period of one year after completion of the project; and

WHEREAS, staff recommends that the City enter into 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 the cash security agreement with Broward County for the purpose of providing the necessary electric infrastructure to install two (2) fountains in the lake between the Community Center and Windmill Park.

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 providing the necessary electric infrastructure to install two (2) fountains in the lake between the Community Center and Windmill Park.

Section 3: That the Mayor is 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 27th day of June, 2019.

Sandra L. Welch, Mayor

Attest:

Leslie Wallace May, City Clerk

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