

**RESOLUTION NO. 2024-017**

**A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF COCONUT CREEK, FLORIDA, IN SUPPORT OF THE APPLICATION FOR PERMITTING TO THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) TO ALLOW FOR THE PUBLIC IMPROVEMENTS ASSOCIATED WITH THE HILLSBORO BOULEVARD REDEVELOPMENT PROJECT; AUTHORIZING THE CITY MANAGER, OR DESIGNEE, TO EXECUTE THE ASSOCIATED CONSTRUCTION AGREEMENT BETWEEN FDOT AND THE CITY; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the City of Coconut Creek (“City”) supports enhancing existing multimodal infrastructure; and

**WHEREAS**, the City intends to apply to the Florida Department of Transportation (FDOT) to secure all necessary permits and construction inspections to accept the public improvements associated with the Hillsboro Boulevard Redevelopment Project; and

**WHEREAS**, the Hillsboro Boulevard Redevelopment Project is generally located within the FDOT right-of-way and/or within County-owned land; and

**WHEREAS**, a resolution of support from the City of Coconut Creek City Commission for the project is required as part of the FDOT permit application; and

**WHEREAS**, FDOT staff, the Engineer-of-Record, along with City staff will collaborate to serve as the project management team for the improvements; and

**WHEREAS**, the parties agree that local stakeholder and community input is essential for the successful completion of the public improvements; and

**WHEREAS**, the project limits are identified and illustrated in Exhibit “A;” and

**WHEREAS**, the project scope is described as an 8-10 foot concrete sidewalk with landscaping improvements as outlined in Exhibit “B;” and

**WHEREAS**, FDOT requires that the City execute the FDOT Construction Agreement (No. 2022-C-491-00001) to allow the City to construct certain improvements to Hillsboro Boulevard, attached hereto as Exhibit “C;” and

**WHEREAS**, the public improvements are consistent with the vision established for the Hillsboro Boulevard Redevelopment Project; and

**WHEREAS**, the parties acknowledge the commitment to pursue implementation of the public improvements illustrated in the plans prepared by Carnahan, Proctor and Cross.

**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 consider funding the perpetual maintenance associated with the construction improvements related to the Hillsboro Boulevard Redevelopment Project constructed within FDOT right-of-way and, by separate instrument, execute a construction agreement with FDOT associated with the Hillsboro Boulevard Redevelopment Project.

**Section 3:** That the City endorses FDOT to deliver the project within the City or FDOT’s right-of-way.

**Section 4:** That the City Manager, or designee, is hereby authorized to execute the FDOT Construction Agreement (No. 2022-C-491-00001) to allow the City to construct certain improvements to Hillsboro Boulevard, attached hereto as Exhibit “C.”

**Section 5:** 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 6:** That this resolution shall be in full force and effect immediately upon its adoption.

**Adopted this 25<sup>th</sup> day of January, 2024.**

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

Attest:

\_\_\_\_\_  
Joseph J. Kavanagh, City Clerk

Rydell      Aye\_\_\_\_

Welch      Aye\_\_\_\_

Railey      Aye\_\_\_\_

Brodie      Aye\_\_\_\_

Wasserman Aye\_\_\_\_