

RESOLUTION NO. 2024-124

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF COCONUT CREEK, FLORIDA, AUTHORIZING THE CITY MANAGER, OR DESIGNEE, TO EXECUTE THE CONSTRUCTION AGREEMENT BETWEEN THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) AND THE CITY OF COCONUT CREEK FOR THE PURPOSE OF CONSTRUCTING SIDEWALK IMPROVEMENTS WITHIN THE RIGHT-OF-WAY OF HILLSBORO BOULEVARD (STATE ROAD 810) ASSOCIATED WITH THE HILLSBORO BOULEVARD REDEVELOPMENT PROJECT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Broward County Housing Finance and Redevelopment Division awarded grant funding to the City for the design and construction of the Hillsboro Boulevard Redevelopment Project; and

WHEREAS, the City and Broward County entered into an Interlocal Agreement (ILA) in May of 2020 necessary to receive the grant funding; and

WHEREAS, a majority of the Hillsboro Boulevard Redevelopment Project improvements, such as the shared-use pathway, will be constructed within FDOT's property and/or right-of-way; and

WHEREAS, federally-funded projects off the state highway system are delivered through the Florida Department of Transportation (FDOT) and potentially their Local Agency Program (LAP) process; and

WHEREAS, the City of Coconut Creek recognizes the need to enter into the FDOT Construction Agreement, designating and setting forth construction obligations, necessary to complete the shared-use pathway and associated Hillsboro Boulevard Redevelopment Project improvements; and

WHEREAS, it shall be the responsibility of the City of Coconut Creek to maintain or coordinate the maintenance of the shared-use pathway after the project's completion.

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 Construction Agreement between FDOT and the City to construct the Hillsboro Boulevard Redevelopment Project improvements.

Section 3: That the City Manager, or designee, is hereby authorized to execute the Construction Agreement between FDOT and the City to construct the Hillsboro Boulevard Redevelopment Project improvements.

Section 4: 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 Hillsboro Boulevard Redevelopment Project.

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 22nd day of August, 2024.

Sandra L. Welch, Mayor

Attest:

Joseph J. Kavanagh, City Clerk

Welch	<u>Aye</u> ___
Railey	<u>Aye</u> ___
Rydell	<u>Aye</u> ___
Brodie	<u>Aye</u> ___
Wasserman	<u>Aye</u> ___