

**RESOLUTION NO. 19R-02-35**

**A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAUDERHILL APPROVING THE DISTRICT FOUR HIGHWAY MAINTENANCE MEMORANDUM OF AGREEMENT WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION TO IMPROVE ROADWAYS IN THE RIGHT-OF-WAY OWNED BY ANOTHER ENTITY BUT LOCATED WITHIN THE CITY OF LAUDERHILL UNDER THE FINANCIAL PROJECT ID 429569-5-52-01; FURTHER EXPRESSING THE CITY`S INTENT TO TAKE OVER MAINTENANCE OF THE IMPROVEMENTS AFTER THE COMPLETION OF THE PROJECT; PROVIDING FOR AN EFFECTIVE DATE (REQUEST BY CITY MANAGER, CHARLES FARANDA)**

WHEREAS, the State of Florida Department of Transportation (hereinafter FDOT) is authorized to undertake a project identified as Financial Project #429569-5-52-01, within Broward County's geographical limits; and

WHEREAS, pursuant to said project, FDOT agrees to provide road improvements including widening, resurfacing and restriping existing roadways (portions of Inverrary Boulevard West, N.W. 55<sup>th</sup> Avenue, and Environ Boulevard), construction of sidewalk and installation of ADA compliant pedestrian ramps at intersections; and

WHEREAS, the City desires to have these road improvements done; and

WHEREAS, the City is willing to maintain the road improvements within the City of Lauderhill after the project is completed; and

WHEREAS, it is in the best interests of the City of Lauderhill to approve and authorize an agreement to establish the mutual rights and obligations of the City and FDOT with respect to installation and maintenance of the road improvements pursuant to this project; and

WHEREAS, this project is on the Metropolitan Planning Organization (MPO) priority list; and

WHEREAS, since this is outside State Highway Right of Way, FDOT will not provide maintenance for the road improvement project after construction is completed. The City hereby agrees to be the maintaining agency for the proposed road improvements; and

WHEREAS, pursuant to such authority, FDOT and the City are desirous of having the FDOT construct road improvements more particularly described as Financial Project ID #429569-5-52-01; and

WHEREAS, the parties hereto mutually recognize the need for an agreement designating and setting forth the responsibilities of each party; and

WHEREAS, the City of Lauderhill via this Resolution passed on February 11, 2019, expresses its intent and accepts the responsibility to continue to maintain the improvement area;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF LAUDERHILL, FLORIDA, THAT:

Section 1. The foregoing recitals are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this Resolution upon adoption hereof.

Section 2. The City Commission hereby requests FDOT to develop plans to construct road improvements including widening, resurfacing and restriping existing roadways (portions of Inverrary Boulevard West, N.W. 55<sup>th</sup> Avenue, and Environ Boulevard), construction of sidewalk and installation of ADA compliant pedestrian ramps at intersections.

Section 3. It is the intent of the City of Lauderhill to take over the maintenance of the road improvements after the completion of this project and to continue to provide such maintenance.

Section 4. The City Clerk shall mail a copy of this Resolution to the Florida Department of Transportation.

Section 5. This Resolution shall take effect immediately upon its passage and adoption.

DATED this \_\_\_\_\_ day of \_\_\_\_\_, 2019.

PASSED AND ADOPTED on first reading this \_\_\_\_\_ day of \_\_\_\_\_, 2019.

\_\_\_\_\_  
PRESIDING OFFICER

ATTEST:

\_\_\_\_\_  
CITY CLERK

MOTION  
SECOND

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M. BATES  
H. BERGER  
R. CAMPBELL  
D. GRANT  
K. THURSTON

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Approved as to Form

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W. Earl Hall  
City Attorney