

RESOLUTION NO. 20R-06-93

A RESOLUTION OF THE CITY COMMISSION OF LAUDERHILL, FLORIDA AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO APPLY FOR FUNDING FOR SURTAX REPAIR AND MAINTENANCE VIA AN APPLICATION THROUGH THE BROWARD COUNTY METROPOLITAN PLANNING ORGANIZATION (MPO) IN AN AMOUNT NOT TO EXCEED \$15,500.00 FOR THE REPAIR AND MAINTENANCE OF SIDEWALKS CORRESPONDING TO THE PROPERTIES SPECIFIED ON THE EXHIBITS; PROVIDING FOR ACCEPTANCE OF THE AWARD AND EXECUTION OF DOCUMENTS SUBJECT TO LEGAL REVIEW; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY INTERIM CITY MANAGER, DESORAE GILES-SMITH)

WHEREAS, the City Commission of the City of Lauderhill wishes to identify and repair defective sidewalks within the City to provide a safer environment for the public; and

WHEREAS, Surtax Repair and Maintenance funds are administered to local governments throughout the State of Florida via an application through the Broward County Metropolitan Planning Organization (MPO); and

WHEREAS, Surtax Repair and Maintenance funds are now available for selected repair and maintenance related projects; and

WHEREAS, the City of Lauderhill desires to provide repair and maintenance for sidewalks corresponding to the properties located at: 2010 NW 47 AVE, 2031 NW 47 AVE, 2211 NW 46 AVE, 2253 NW 59 TER, 2301 NW 46 AVE, 2403 NW 55 TER, 2415 NW 55 TER, 2580 NW 47 AVE, 2610 NW 43 TER, 2631 NW 44 AVE, 2640 NW 47 AVE, 4210 NW 24 ST, 4211 NW 27 ST, 4260 NW 22 ST, 4311 NW 21 ST, 4311 NW 27 ST, 4401 NW 23 ST, 4411 NW 23 ST, 4421 NW 21 ST, 4430 NW 24 ST, 4440 NW 22 ST, 4500 NW 24 ST, 4510 NW 25 ST, 4520 NW 23 ST, 5503 NW 22 ST, 7391 NW 35 ST, 7401 NW 35 ST, AND 7430 NW 33 ST; and

WHEREAS, all repair and maintenance work will be conducted within local Broward County right-of-ways within the City limits of the City of Lauderhill and within Broward County; and

WHEREAS, the Broward MPO requires, and the City agrees to provide, a Resolution of support for the sidewalk repair and maintenance project to be completed within the City's right of ways; and

WHEREAS, the Broward MPO requires, and the City agrees to provide, a Resolution endorsing the City of Lauderhill's Sidewalk Repair and Maintenance Program funding eligibility from the Broward MPO Surtax Repair and Maintenance program, and

WHEREAS, the Broward MPO requires, and the City agrees to provide, a commitment to fund construction costs exceeding the \$15,000.00 maximum award amount under the Surtax Repair and Maintenance program in the event of grant approval, and

WHEREAS, the Broward MPO, requires and the City agrees, to maintain or coordinate the maintenance of the roadway after the project's completion; and

WHEREAS, the Planning Division, Engineering Department, and Financial Department recommend submission of the Surtax Repair and Maintenance application and acceptance of the award in the event of approval; and

WHEREAS, the City Commission of the City of Lauderhill deems it to be in the best interest of the citizens and residents of the City of Lauderhill to apply for a Surtax Repair and Maintenance for the Sidewalk Repair and Maintenance project via an application through the Broward MPO and to accept the award and execute the necessary documents, subject to legal review and approval.

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

Section 1: 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 and referenced herein are expressly incorporated and made a specific part of this Resolution.

Section 2: The City Manager, her designees and all other appropriate City Officials are hereby authorized to apply for Surtax Repair and Maintenance funding via an application through the Broward Metropolitan

Planning Organization (MPO) for project costs in an amount not to exceed \$15,000.00 for Sidewalk Repair and Maintenance Program. A copy of said application form is attached hereto as "Exhibit A" and is incorporated herein by reference thereto.

Section 3: Upon approval of the Surtax Repair and Maintenance application, the City Commission of the City of Lauderhill hereby accepts the award and authorizes the appropriate City officials to execute the necessary documents following legal review and approval.

Section 4: All Resolutions in conflict herewith are hereby repealed to the extent of such conflict.

Section 5: 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: This Resolution shall become effective immediately upon its adoption.

DATED this _____ day of _____, 2020.

PASSED AND ADOPTED on first reading this _____ day of _____, 2020.

PRESIDING OFFICER

ATTEST:

CITY CLERK

MOTION _____
SECOND _____

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

Approved as to Form

W. Earl Hall
City Attorney