

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA, AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE A SUPPLEMENTAL GRANT PARTICIPATION AND REIMBURSEMENT AGREEMENT WITH BRIGHTLINE TRAINS FLORIDA, LLC FOR THE IMPLEMENTATION OF THE RAILROAD CROSSING ELIMINATION GRANT PROGRAM "BROWARD COUNTY SEALED CORRIDOR" IMPROVEMENTS AT THE GARFIELD STREET CROSSING OF THE FLORIDA EAST COAST RAILWAY, WITH A CURRENT ESTIMATED CITY FUNDING RESPONSIBILITY OF APPROXIMATELY \$314,000.00.

WHEREAS, on June 23, 2022, the Broward Metropolitan Planning Organization ("MPO") hosted a town hall with the Federal Railroad Administration ("FRA"), local governments, and transportation partners to discuss railroad safety, and during that town hall, FRA's concerns were raised about the County's Quiet Zone due to multiple fatalities along the Florida East Coast ("FEC") Railway corridor; and

WHEREAS, on June 5, 2023, the MPO received a Notice of Award of \$15,440,000.00 in Railroad Closure and Elimination Program ("RCEP") Grant funds from the FRA for the Broward County Sealed Corridor project; and

WHEREAS, on December 4, 2024, the City Commission adopted Resolution No. R-2024-395, authorizing execution of the RCEP Grant Participation and Reimbursement Agreement ("Agreement"), attached as Exhibit "i", with an estimated \$330,811.00 not to exceed \$533,628.00, with the understanding that the Garfield Street FEC railroad crossing ("Garfield Street Crossing") would remain open instead of a full crossing closure; and

WHEREAS, the understanding for the Garfield Street Crossing to remain open was reflected in the City's executed Agreement but not in the final RCEP Grant Participation and Reimbursement Agreement ("Final Agreement"), attached as Exhibit "ii"; and

WHEREAS, the MPO has been informed by the FRA that the RCEP grant execution is imminent and finalizing the project scope is critical in this effort; and

WHEREAS, to move the RCEP project forward, the MPO provided the City with the following three options:

- 1) The City and Brightline Trains Florida LLC execute a Supplemental Grant Participation and Reimbursement Agreement for improvements at Garfield Street Crossing ("Supplemental Agreement"), attached as Exhibit "iii", which includes the City funding a proportionate share of the quad-gates in the approximate amount of \$314,000.00 plus an additional commitment by the City to pursue funding and implement other required safety improvements to be determined at a future date; or
- 2) No grant-funded work will occur at the Garfield Street Crossing if the Supplemental Agreement is not executed; or
- 3) Participate in the RCEP project for a full crossing closure at the Garfield Street Crossing which includes the City funding \$114,485.76 (funded under R-2024-395); and

WHEREAS, the Supplemental Agreement includes an estimated cost of approximately \$314,000.00, associated with keeping the Garfield Street Crossing open and completing the required quad-gates safety improvements as the City's funding responsibility plus other required safety improvements to be determined; and

WHEREAS, in conjunction with the quad-gate installation, the City is solely responsible for securing all funding and for initiating, implementing, and completing other safety improvements such as traffic signalization or approved traffic control measures required by participating agencies at the Garfield Street Crossing in accordance with applicable warrants and approvals from all participating agencies including Broward County, FEC, and Florida Department of Transportation; and

WHEREAS, the quad-gate safety improvements at the Garfield Street Crossing shall not be placed into operation until the necessary traffic signalization or traffic control measures, as approved by the participating agencies, are fully installed and operational; and

WHEREAS, all prior understandings established in the prior Agreement and under Resolution No. R-2024-395 pertaining only to the Garfield Street Crossing shall be null and void; and

WHEREAS, all previously proposed and agreed railroad crossing improvements at Johnson Street and Washington Street Crossings and terms within the Agreement remain with no change; and

WHEREAS, funding expenditure for the City's contribution portion by the Agreement in the amount not-to-exceed \$533,628.00 is available in FY 2025 account number 336.149901.54100.560003.001123.000.000 Capital Improvement Plan; and

WHEREAS, should the Commission choose Option No. 1 and execute the Supplemental Agreement, funding will be budgeted for the Garfield Street Crossing quad-gate improvements in the approximate amount of \$314,000.00 and additional funding will be required for intersection safety improvements to be determined at future date.

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

Section 1: That the foregoing "WHEREAS" clauses are ratified and confirmed as being true and correct and are incorporated in this Resolution.

Section 2: That the City Commission approves/declines Option 1, Option 2, or Option 3.

Section 3: That all prior understanding established in the Agreement and within Resolution No. R-2024-395 specifically pertaining to the Garfield Street Crossing shall be null and void.

Section 4: All previously proposed and agreed railroad crossing improvements at Johnson Street and Washington Street Crossings and terms within the Agreement and within Resolution No. R-2024-395 remains with no change.

Section 4: That this Resolution shall be in full force and effect immediately upon its passage and adoption.

PASSED AND ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, 2025.

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JOSH LEVY, MAYOR

ATTEST:

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PATRICIA A. CERNY, MMC  
CITY CLERK

APPROVED AS TO FORM:

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DAMARIS HENLON  
INTERIM CITY ATTORNEY