

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA, APPROVING AND AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO ISSUE A BLANKET PURCHASE AGREEMENT TO FLORIDA EAST COAST RAILWAY, LLC FOR RAILROAD CROSSING MAINTENANCE AND ASSOCIATED SIGNAL MAINTENANCE AT VARIOUS FLORIDA EAST COAST CROSSINGS IN AN AMOUNT NOT TO EXCEED \$4,000,000.00 OVER A FIVE-YEAR TERM IN ACCORDANCE WITH SECTION 38.38 OF THE PROCUREMENT CODE. (APPROVAL AUTHORITY)

WHEREAS, the Department of Development Services, Engineering, Transportation and Mobility Division oversees the City's railroad crossing agreements with the Florida East Coast Railway (FECR) for crossings throughout the City within FECR's rights-of-way; and

WHEREAS, railroad crossing agreements for each the nine City crossing were adopted by the City Commission under Resolution Number R-93-114 for Washington Street, R-72-122 for Monroe Street, R-94-32 for Harrison Street, R-93-03 for Hollywood Boulevard, R-73-113 for Tyler Street, R-68-88 for Fillmore Street, R-77-149 for Johnson Street, R-168 for Garfield Street, and R-72-123 for Taft Street; and

WHEREAS, the railroad crossing agreements include terms that the City has responsibilities over the crossing's track and signal maintenance within FECR's rights-of-way; and

WHEREAS, since 2021, FECR has submitted various budgetary estimates for crossing and signal maintenance for Tyler Street, Taft Steet, Harrison Steet, Hollywood Boulevard, Washington Street, and Monroe Street, totaling approximately \$1,200,000.00; and

WHEREAS, previous reimbursements to FECR for railroad crossing maintenance were made using Direct Payment Vouchers, which are no longer the preferred form of payment by the City; and

WHEREAS, the last invoices paid using Direct Payment Vouchers were for the Taft Street and Harrison Street crossing maintenance in the amounts of \$125,989.68 and \$118,494.16, respectively, in September 2025; and

WHEREAS, Section 38.38 of the Procurement Code states Contracts in excess of \$100,000.00 shall require approval by the City Commission; and

WHEREAS, the Director of the Department of Development Services and Director of Procurement and Contract Compliance recommend that the City Commission approve and authorize the issuance of a Blanket Purchase Agreement to Florida East Coast Railway, LLC for the reimbursement of railroad crossing maintenance and associated signal maintenance in an amount not to exceed \$4,000,000.00 over a five-year term and the option to renew for one (1) additional five-year term; and

WHEREAS, the not to exceed amount of \$4,000,000.00 is based on FECR projected budgetary estimates and actual invoiced amounts between year 2021 thru year 2025; and

WHEREAS, a portion of the funding for the Blanket Purchase Agreement is available in account numbers 336.149901.54100.560003.001123.000.000 and 336.149901.54100.563010.001123.000.000, and will be requested in subsequent fiscal years' Capital Improvement plan subject to approval and adoption by the City Commission.

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 it approves and authorizes the issuance, by the appropriate City officials, of a Blanket Purchase Agreement to Florida East Coast Railway in the amount of \$4,000,000.00 over a five-year term and the option for an additional five-year term, together with such non-material changes as may subsequently be agreed to by the City Manager and approved as to form and legal sufficiency by the City Attorney.

Section 3: That it approves and authorizes the City Manager to approve payment under this resolution in excess of \$100,000.00.

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

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PASSED AND ADOPTED this _____ day of _____, 2026.

JOSH LEVY, MAYOR

ATTEST:

PATRICIA A. CERNY, MMC
CITY CLERK

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:

DAMARIS HENLON
CITY ATTORNEY