

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA, APPROVING AND AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE THE GRANT PARTICIPATION AND REIMBURSEMENT AGREEMENT WITH BRIGHTLINE TRAINS FLORIDA LLC FOR THE IMPLEMENTATION OF THE RAILROAD CROSSING ELIMINATION PROGRAM GRANT, WITH AN ESTIMATED CITY CONTRIBUTION OF \$330,811.00 AND A MAXIMUM NOT TO EXCEED AMOUNT OF \$533,628.00.

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, the FRA announced at the town hall meeting that it would review the FEC corridor, emphasizing the need for local and regional partners to collaborate on interventions and improvements to prevent further fatalities while maintaining the Quiet Zone; and

WHEREAS, FRA’s suggested strategies included:

- Trespassing mitigation
- Elimination of grade crossings
- Installation of safety equipment (e.g., quad gates, hardened medians)
- Enhanced public safety campaigns
- Stricter enforcement of traffic laws

; and

WHEREAS, the MPO collaborated with Broward County and the municipalities located along the FEC corridor to demonstrate a commitment to both public safety and the Quiet Zone and lead the response to the FRA with an action plan; and

WHEREAS, on October 10, 2022, on behalf of Broward County, the cities of Dania Beach, Fort Lauderdale, Hallandale Beach, Hollywood, Pompano Beach, and Wilton Manors, the MPO applied for the FRA Railroad Crossing Elimination Program (“RCEP”) Grant to fund the Broward County Sealed Corridor project for safety improvements at 21 crossings over 26 miles of FEC railway; and

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

WHEREAS, over the past year, the MPO and Brightline have prepared preliminary plans for the 26 crossing improvements at 21 FEC at-grade crossings identified in the Grant application, prepared the National Environmental Policy Act requirements, and addressed project-specific terms and conditions with the FRA for the RCEP Grant; and

WHEREAS, the MPO is requiring the cities and Broward County to enter into the agreement with Brightline Trains Florida LLC, attached as Exhibit 1; and

WHEREAS, following the approval of this Agreement, the MPO will be positioned to proceed with executing the Subrecipient Agreement with Brightline Trains Florida LLC and the Grant Agreement with the FRA, and upon the execution of the FRA Grant Agreement, the project's final design phase is anticipated to take approximately six months, followed by an estimated 20-month period for the completion of the safety improvements; and

WHEREAS, Broward County is planning to contribute approximately \$2,365,000.00 from currently budgeted resources toward the local match requirement for the project, out of which \$966,114.00 will fund the 20% match of the Broward County improvements and \$1,398,886.00 to fund a portion of the municipal local matches as shown in the attached Exhibit C; and

WHEREAS, funding for the City's contribution was included in the amended FY 2025 Capital Improvement Plan and is available in account number 336.149901.54100.560003.001123.000.000.

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 execution, by the appropriate City officials, the attached Project Agreement with Brightline Trains Florida LLC for the implementation of the Railroad Crossing Elimination Program Grant for the Broward County Sealed Corridor Project along the Florida East Coast Railway and Brightline Corridor within Broward County, Florida.

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Section 3: That this Resolution shall be in full force and effect immediately upon its passage and adoption.

PASSED AND ADOPTED this _____ day of _____, 2024.

JOSH LEVY, MAYOR

ATTEST:

PATRICIA A. CERNY, MMC
CITY CLERK

APPROVED AS TO FORM:

DOUGLAS R. GONZALES
CITY ATTORNEY