

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLYWOOD FLORIDA, APPROVING AND AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE A HIGHWAY MAINTENANCE MEMORANDUM OF AGREEMENT WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION FOR THE MAINTENANCE OF LIGHTING IMPROVEMENTS ON CITY RIGHTS-OF-WAY ADJACENT TO STATE ROAD 5/US-1 FROM PEMBROKE ROAD TO SHERIDAN STREET.

WHEREAS, the City has jurisdiction over Moffet Street, Wiley Street, Washington Street, Van Buren Street, Polk Street, Johnson Street, and Harding Street, as part of the City's roadway system from 100 feet east of SR 5/US-1 to 100 feet west of SR 5/US-1; and

WHEREAS, pursuant to Sections 339.07, 339.08 and 339.12, Florida Statutes, and federal funding provisions, the Florida Department of Transportation ("FDOT") is authorized to undertake projects within the City's geographical limits, and the City agrees to have these improvements constructed within its rights-of-way; and

WHEREAS, FDOT has undertaken and obtained approval from applicable federal agencies for participation funding of the proposed project for lighting improvements on certain designated City rights-of-way, and the City will be responsible for additional project costs that are determined to be Federal Aid Non-Participating; and

WHEREAS, in accordance with Title 23, U.S. Code, Section 116 and Federal Highway Administration regulations, an agreement between FDOT and the City is required (referred to as the Highway Maintenance Memorandum of Agreement), pursuant to which the FDOT will be responsible for constructing certain improvements more particularly described as Financial Project ID 441582-1 and 439991-1, which involve lighting modifications over Moffet Street, Wiley Street, Washington Street, Van Buren Street, Polk Street, Johnson Street, and Harding Street, and upon completion, the City will be responsible for maintenance of the project; and

WHEREAS, maintenance of the lighting improvements will commence at completion of installation, which is anticipated to be FY 2024, and maintenance funds will be requested in the appropriate budget year.

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

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLYWOOD FLORIDA, APPROVING AND AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE A HIGHWAY MAINTENANCE MEMORANDUM OF AGREEMENT WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION FOR THE MAINTENANCE OF LIGHTING IMPROVEMENTS ON CITY RIGHTS-OF WAY ADJACENT TO STATE ROAD 5/US-1 FROM PEMBROKE ROAD TO SHERIDAN STREET.

Section 1: That the forgoing "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 of the attached Highway Maintenance Memorandum of Agreement with the Florida Department of Transportation, together with such non-material changes as may be subsequently agreed to by the City Manager and approved as to form and legal sufficiency by the City Attorney.

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

PASSED AND ADOPTED this _____ day of _____, 2022.

JOSH LEVY, MAYOR

ATTEST:

PATRICIA A. CERNY, MMC
CITY CLERK

APPROVED AS TO FORM AND LEGAL SUFFICIENCY for the use and reliance of the City of Hollywood, Florida, only.

DOUGLAS R. GONZALES
CITY ATTORNEY