

RESOLUTION NO. R-2014-36

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE OF THE CITY OF NORTH MIAMI, FLORIDA, AUTHORIZING THE CITY MANAGER TO EXECUTE A PATTERNED PAVEMENT CROSSWALKS & SIDEWALK PAVERS MAINTENANCE MEMORANDUM OF AGREEMENT BETWEEN THE CITY OF NORTH MIAMI AND THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT), IN SUBSTANTIALLY THE ATTACHED FORM, DESIGNATING AND SETTING FORTH THE RESPONSIBILITIES OF EACH PARTY WITH REGARDS TO THE MAINTENANCE OF THE PATTERNED-PAVEMENT CROSSWALKS INSTALLED PURSUANT TO THE LOCALLY FUNDED AGREEMENT BETWEEN THE CITY AND FDOT; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

WHEREAS, as part of the State of Florida Highway System, the Florida Department of Transportation (“FDOT”) is currently in the process of repaving Northeast 125th Street from Northeast 7th Avenue to Biscayne Boulevard (“Services”); and

WHEREAS, City of North Miami (“City”) administration requested that the FDOT incorporate the design and installation of patterned-pavement crosswalks at key intersections (“Crosswalks”), concurrently with the provision of Services; and

WHEREAS, on April 22, 2014, the Mayor and City Council passed and adopted a Resolution authorizing the City Manager to execute an agreement with FDOT for the design and installation of Crosswalks on behalf of the City (“Agreement”); and

WHEREAS, under the Agreement, FDOT will develop Crosswalks at the following desired intersections: Northeast 125th Street and Northeast 8th Avenue, Northeast 9th Avenue, and Northeast 10th Avenue; and

WHEREAS, in conjunction with the Agreement, the City Manager seeks the authorization to enter into a Patterned Pavement Crosswalks & Sidewalk Pavers Maintenance Memorandum of Agreement between the City and FDOT, designating and setting forth the responsibilities of the City and FDOT with regards to the maintenance of the Crosswalks installed pursuant to the Agreement (“Maintenance Memorandum”); and

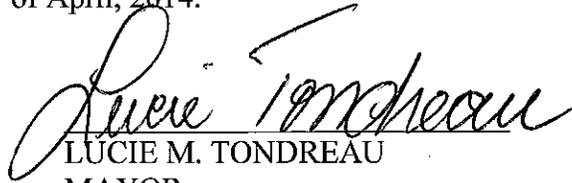
WHEREAS, the Mayor and City Council find that entering into a Maintenance Memorandum of Agreement, in substantially the attached form, for the maintenance and preservation of the Crosswalks, is in the best interest of the City.

NOW THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AS FOLLOWS:

Section 1. Authority of City Manager. The Mayor and Council of the City of North Miami, Florida, hereby authorize the City Manager to execute a *Patterned Pavement Crosswalks & Sidewalk Pavers Maintenance Memorandum of Agreement* between the City of North Miami and the Florida Department of Transportation (FDOT), in substantially the attached form, designating and setting forth the responsibilities of each party with regards to the maintenance of the patterned-pavement crosswalks installed pursuant to the Locally Funded Agreement between the City and FDOT.

Section 2. Effective Date. This Resolution shall become effective immediately upon adoption.

PASSED AND ADOPTED by a 540 vote of the Mayor and City Council of the City of North Miami, Florida, this 22nd day of April, 2014.

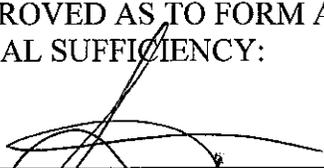

LUCIE M. TONDREAU
MAYOR

ATTEST:



MICHAEL A. ETIENNE, ESQ.
CITY CLERK

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:



REGINE M. MONESTIME
CITY ATTORNEY

SPONSORED BY: CITY ADMINISTRATION

Moved by: Galvin

Seconded by: Tondreau

Vote:

Mayor Lucie M. Tondreau	<u> x </u>	(Yes)	<u> </u>	(No)
Vice Mayor Philippe Bien-Aime	<u> x </u>	(Yes)	<u> </u>	(No)
Councilperson Scott Galvin	<u> x </u>	(Yes)	<u> </u>	(No)
Councilperson Carol Keys, Esq.	<u> x </u>	(Yes)	<u> </u>	(No)
Councilperson Marie Erlande Steril	<u> x </u>	(Yes)	<u> </u>	(No)