

**RESOLUTION NO. 2022-R-39**

**A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AUTHORIZING THE EXECUTION OF AN OFF-SYSTEM CONSTRUCTION AND MAINTENANCE AGREEMENT BETWEEN THE CITY OF NORTH MIAMI AND THE FLORIDA DEPARTMENT OF TRANSPORTATION, DESIGNATING AND SETTING FORTH THE RESPONSIBILITIES OF EACH PARTY WITH REGARDS TO THE MAINTENANCE OF ROADWAY IMPROVEMENTS ON NW 6<sup>th</sup> COURT AT THE I-95 EXIT RAMP LOCATED AT STATE ROAD 916 (NE 135<sup>TH</sup> STREET); PROVIDING FOR AN EFFECTIVE DATE AND ALL OTHER PURPOSES.**

**WHEREAS**, the City of North Miami (“City”) is the owner the following road which is not on the State Highway System: NW 6<sup>th</sup> Court at the I-95 Exit located on State Road 916 (NW 135<sup>th</sup> Street/Opa-Locka Blvd.); and

**WHEREAS**, Florida Department of Transportation (“FDOT”) will be undertaking Project Number FPID# 446947-1-52-01 to implement Wrong-Way Driving (WWD) Countermeasures at various locations throughout Miami-Dade County, (the “Project”); a portion of which includes work on the following road not on the State Highway System: NW 6<sup>th</sup> Court; and

**WHEREAS**, the Project includes improvements on NW 6<sup>th</sup> Court, extending from the I-95 southbound off-ramp at SR 916/Opa-Locka Blvd to 150 feet to the north which include milling and resurfacing, and installation of signage and pavement markings; and

**WHEREAS**, pursuant to the terms of the Agreement, the City will be responsible for reviewing the Project Design Plans and submitting its comments and will shall assume all maintenance responsibilities of the local roadways once the Project is completed; and

**WHEREAS**, the Mayor and City Council find that entering into an Off-System Construction and Maintenance Agreement, in substantially the attached form, for the maintenance and preservation of the roadway improvements, is in the best interest of the City and should be entered into.

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

**Section 1. Authorization.** The Mayor and City Council of the City of North Miami, Florida, hereby authorize the execution of an Off-System Construction and Maintenance Agreement between the City of North Miami and Florida Department of Transportation, designating and setting forth the responsibilities of each party with regards to the maintenance of roadway improvements on NW 6<sup>th</sup> Court at the I-95 Exit Ramp located on State Road 916 (NW 135<sup>th</sup> Street).

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


**PASSED AND ADOPTED** by a 5-0 vote of the Mayor and City Council of the City of North Miami, Florida, this 12th day of April, 2022.

  
PHILIPPE BIEN-AIME  
MAYOR

ATTEST:

  
\_\_\_\_\_  
VANESSA JOSEPH, ESQ.  
CITY CLERK

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY:

  
\_\_\_\_\_  
JEFF P. H. CAZEAU, ESQ.  
CITY ATTORNEY

SPONSORED BY: CITY ADMINISTRATION

Moved by: Desulme

Seconded by: Galvin

**Vote:**

Mayor Philippe Bien-Aime	<u>X</u>	(Yes)	_____	(No)
Vice Mayor Alix Desulme, Ed.D.	<u>X</u>	(Yes)	_____	(No)
Councilman Scott Galvin	<u>X</u>	(Yes)	_____	(No)
Councilwoman Kassandra Timothe, MPA	<u>X</u>	(Yes)	_____	(No)

Councilwoman Mary Estimé-Irvin

  X   (Yes)        (No)