

RESOLUTION NO. 2022-R-59

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, IN SUBSTANTIALLY THE ATTACHED FORM, 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 FOR THE PROJECT LOCATED ON STATE ROAD 909 (“WEST DIXIE HIGHWAY”) FROM N.E. 129 STREET TO N.E. 151 STREET; PROVIDING FOR AN EFFECTIVE DATE AND ALL OTHER PURPOSES.

WHEREAS, the City of North Miami (“City”) is the owner the several roads which are not on the State Highway System: located on State Road 909 (West Dixie Highway) from N.E. 129th Street to N.E. 151st Street; and

WHEREAS, Florida Department of Transportation (“FDOT”) will be undertaking Project Number FPID# 443936-1-52-01 to implement roadway improvements State Road 909 (West Dixie Highway) from South of N.E. 129th Street to North of N.E. 151 Street (the “Project”); a portion of which includes work on the following roads not on the State Highway System: N.E. 129th St, N.E. 130th St, N.E. 8th Ave, N.E. 131st St, N.E. 132nd St, N.E. 9th Ave, N.E. 133rd St, N.E. 134th St, N.E. 136th St, N.E. 137th St, N.E. 11th Ave, N.E. 138 St, N.E. 139th St, N.E. 12th Ave, N.E. 40th St, N.E. 140th St, N.E. 141st St, N.E. 142nd St, N.E. 143rd St, N.E. 14th Ave, N.E. 144th St, N.E. 145th St, N.E. 146th St, N.E. 16th Ave, N.E. 147th St, N.E. 148th St, N.E. 149th St, N.E. 150th St, N.E. 18th Ave, and N.E. 151st St; and

WHEREAS, the Project includes improvements which include milling and resurfacing of the existing roadway with asphalt pavement, new drainage, new curb and gutter, new signalized intersection at N.E. 9th Ave, sidewalk, driveways, and modification of median and channelizing islands, replacement of sidewalk, driveways, and sod, replacement of existing signing and pavement markings, replacement of existing drainage system with proposed inlets, manholes, and pipes, and the widening of N.E. 18th Ave from N.E. 150th St to SR 909/ W. Dixie Highway to provide an independent left turn lane; 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, in substantially the attached form, 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 for the project located on State Road 909 (West Dixie Highway) from N.E. 129th Street to N.E. 151st 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 10th day of May, 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: Galvin

Seconded by: Estimé-Irvin

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	<u>X</u>	(Yes)	_____	(No)