

**RESOLUTION NO. 2016-70**

**A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AUTHORIZING THE VILLAGE MANAGER TO ENTER INTO A TURF AND LANDSCAPE MAINTENANCE DEPARTMENT FUNDED AGREEMENT WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION FOR MAINTENANCE OF THE TURF AND LANDSCAPED AREAS ON THE 79<sup>TH</sup> STREET CAUSEWAY, FROM THE WEST VILLAGE LIMITS TO THE EAST VILLAGE LIMITS; PROVIDING FOR COMPENSATION TO THE VILLAGE FOR SUCH SERVICES; AND PROVIDING FOR AN EFFECTIVE DATE. (INTRODUCED BY VILLAGE MANAGER FRANK K. ROLLASON)**

WHEREAS, the Village has continually maintained roadside areas, median strips and right-of-way areas included as part of the State Highway System on State Road 934, also referred to as the 79<sup>th</sup> Street Causeway; and

WHEREAS, on May 12, 2015, the Village Commission approved Resolution No. 2015-47 authorizing renewal of the "Turf and Landscape Maintenance Joint Participation Agreement Between the Florida Department of Transportation and North Bay Village" (the "Agreement") to September 30, 2016; and

WHEREAS, the Village and the Florida Department of Transportation ("FDOT") wish to enter into an agreement for a period of October 1, 2016 through September 30, 2016 with two (2) one-year renewals, if both parties mutually agree in writing; for continued maintenance of the turf and landscaped areas on the 79<sup>th</sup> Street Causeway, a copy of which is attached hereto as Exhibit "1"; and

WHEREAS, FDOT agrees to compensate the Village in an annual amount of Two Thousand Eight Hundred Thirty-Six Dollars (\$2,836.00) to be paid on a quarterly basis for the Village's performance of maintaining the turf and landscaped areas on the 79<sup>th</sup> Street Causeway.

**NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, AS FOLLOWS:**

**Section 1. Recitals.** The above Recitals are true and correct and incorporated herein by this reference.

**Section 2. Approval of Agreement.** The Agreement between North Bay Village and the Florida Department of Transportation for turf and landscape maintenance attached hereto as Exhibit "1", is hereby approved.

**Section 3. Authorization of Village Officials.** The Village Manager is authorized to take all actions necessary to implement the terms and conditions of the Renewal Agreement.

**Section 4. Execution of Agreement.** The Village Manager is authorized to execute the Agreement on behalf of the Village subject to the approval as to form and legality by the Village Attorney.

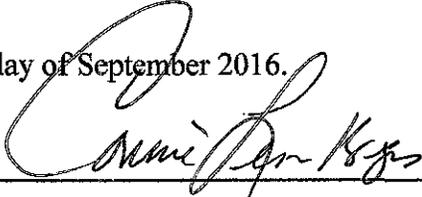
**Section 5. Effective Date.** This Resolution shall take effect immediately upon adoption.

The foregoing Resolution was offered by Vice Mayor Jorge Gonzalez who moved for its adoption. This motion was seconded by Mayor Connie Leon-Kreps, and upon being put to a vote, the vote was as follows:

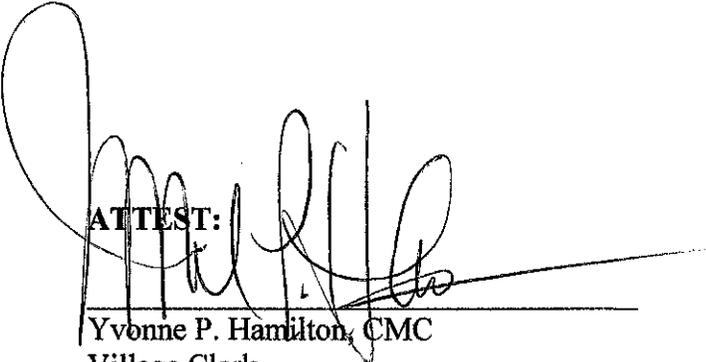
**FINAL VOTE AT ADOPTION:**

Mayor Connie Leon-Kreps	<u>Yes</u>
Vice Mayor Jorge Gonzalez	<u>Yes</u>
Commissioner Richard Chervony	<u>Absent</u>
Commissioner Andreana Jackson	<u>Yes</u>
Commissioner Eddie Lim	<u>Yes</u>

**PASSED AND ADOPTED** this 13th day of September 2016.

  
\_\_\_\_\_  
Connie Leon-Kreps, Mayor

**ATTEST:**

  
\_\_\_\_\_  
Yvonne P. Hamilton, CMC  
Village Clerk

**APPROVED AS TO FORM FOR THE USE OF  
NORTH BAY VILLAGE:**

  
\_\_\_\_\_  
Robert L. Switkes & Associates, P.A.  
Village Attorney