

RESOLUTION NO. 25-17

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF COOPER CITY, FLORIDA, APPROVING AND AUTHORIZING THE EXECUTION OF THE UTILITY ACCESS AND CONSENT AGREEMENT (THE “AGREEMENT”) BETWEEN THE CITY AND THE CENTRAL BROWARD WATER CONTROL DISTRICT (THE “DISTRICT”), ATTACHED HERETO AS EXHIBIT “A;” AUTHORIZING THE CITY MANAGER TO EXECUTE THE AGREEMENT FOR FUTURE LOCATIONS AND FUTURE UTILITY INFRASTRUCTURE PROJECTS IN THE CITY; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Cooper City or contractors, developers. (the “City”) seeks to install utility infrastructure at certain locations in and outside the City which may require access to property owned by the Central Broward Water Control District (the “District”); and

WHEREAS, the District and the City have negotiated a Utility Access and Consent Agreement (the “Agreement”), attached hereto as Exhibit “A,” authorizing the City or contractors, developers to access the District’s property and make utility improvements thereon, if necessary; and

WHEREAS, the Agreement will enable the City to provide utility service to customers throughout its expanding service area; and

WHEREAS, while the Agreement is project specific, the City and the District seek to utilize a form of the Agreement for future development projects in and outside the City that require access to the District’s real property; and

WHEREAS, the City Commission finds that approving and authorizing the execution of the Agreement for the current and future projects is in the best interests of the citizens and residents of the City.

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

Section 1: **Recitals Adopted.** That each of the above stated recitals is hereby adopted and confirmed.

Section 2: That the City Commission hereby approves and authorizes the execution of the Utility Access and Consent Agreement between the City and the District, attached hereto as Exhibit “A” and incorporated herein. The City Manager is hereby expressly delegated the authority to execute the Agreement in substantially the same form for future locations and future development projects in and outside the City.

Section 3. **Conflicts.** All resolutions inconsistent or in conflict herewith shall be and are hereby repealed insofar as there is conflict or inconsistency.

Section 4. **Severability.** If any section, sentence, clause, or phrase of this Resolution is held to be invalid or unconstitutional by any court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portions of this resolution.

Section 5. **Effective Date.** This Resolution shall become effective upon its passage and adoption by the City Commission.

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PASSED AND ADOPTED THIS _____ DAY OF _____, A.D., 2025.

JAMES CURRAN
Mayor

ATTEST:

TEDRA ALLEN, MMC
City Clerk

ROLL CALL

Mayor Curran	_____
Commissioner Shrouder	_____
Commissioner Katzman	_____
Commissioner Mallozzi	_____
Commissioner Smith	_____

APPROVED AS TO LEGAL FORM:

JACOB G. HOROWITZ
City Attorney