

RESOLUTION NUMBER 51-07-24

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA, AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE A LANDSCAPE MAINTENANCE MEMORANDUM OF AGREEMENT WITH THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION PERTAINING TO SILVER BEACH ROAD TO PALMETTO DRIVE ALONG US-1/SR-5/BROADWAY AVENUE AS DEPICTED IN EXHIBIT A.

WHEREAS, the Town of Lake Park Florida ("Town") is a municipality and given those powers and responsibilities enumerated by Chapter 166 Florida Statutes, and the Florida Constitution; and

WHEREAS, the Florida Department of Transportation ("FDOT") seeks to enhance the safety and aesthetics of the roadway systems by installing lighting improvements; and

WHEREAS, the FDOT has jurisdiction over State Road (S.R.) 5/US-1 from Mile Post (M.P.) 14.166 to M.P. 14.558 and from M.P. 0.00 to 0.384 as depicted on the Exhibit A attached; and

WHEREAS, FDOT, for the purpose of safety, protection of the investment, and other reasons, seeks to install certain improvements within the right of way of State Road 5 (US-1), including new turfed medians and decorative **concrete crosswalks**, as described within Exhibit "B" and

WHEREAS, the Town IS ENTERING INTO A MEMORANDUM OF Understanding with FDOT whereby it agrees to maintain the specific elements constructed under Project Number 438386-2-52-01 to include decorative lighting, hereinafter called IMPROVEMENTS, installed along SR 5/US-1 at section 93020000 from M.P. 14.166 to M.P. 14.558 and from section 93040000 from M.P. 0.00 to M.P. 0.384 as detailed within Exhibit A (Project Location, Description and Aerial); and

WHEREAS, The Town agrees to maintain those improvements, including the new medians, areas outside the traveled way to the right-of-way line, areas within the traveled way that may contain specialty surfacing (also known as patterned pavement), and any other hardscape (if applicable), but excluding standard concrete sidewalk; and agrees such improvements shall be maintained by periodic mowing, fertilizing, weeding, litter

pick-up, and/or repairs associated with the specialty surfacing, as needed, including any future agreed upon improvements;

WHEREAS, the Town and FDOT's responsibilities and obligations are more fully set out in the Landscape Maintenance Memorandum of Agreement, pursuant to Exhibit B; and

WHEREAS, the Town Manager recommends that the Landscape Maintenance Memorandum of Agreement between the FDOT and the Town be approved.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA.

Section 1. The foregoing recitals are incorporated herein.

Section 2. The Town Mayor is hereby authorized and directed to execute the Landscape Maintenance Memorandum of Agreement between the FDOT and the Town.

EXHIBIT "A"

SECTION NO.: 93020000 & 93040000

FM No.(s): 438386-2-52-01

COUNTY: Palm Beach

S.R. No.: 5

PROJECT LOCATION, DESCRIPTION, AND AERIAL

I. Location:

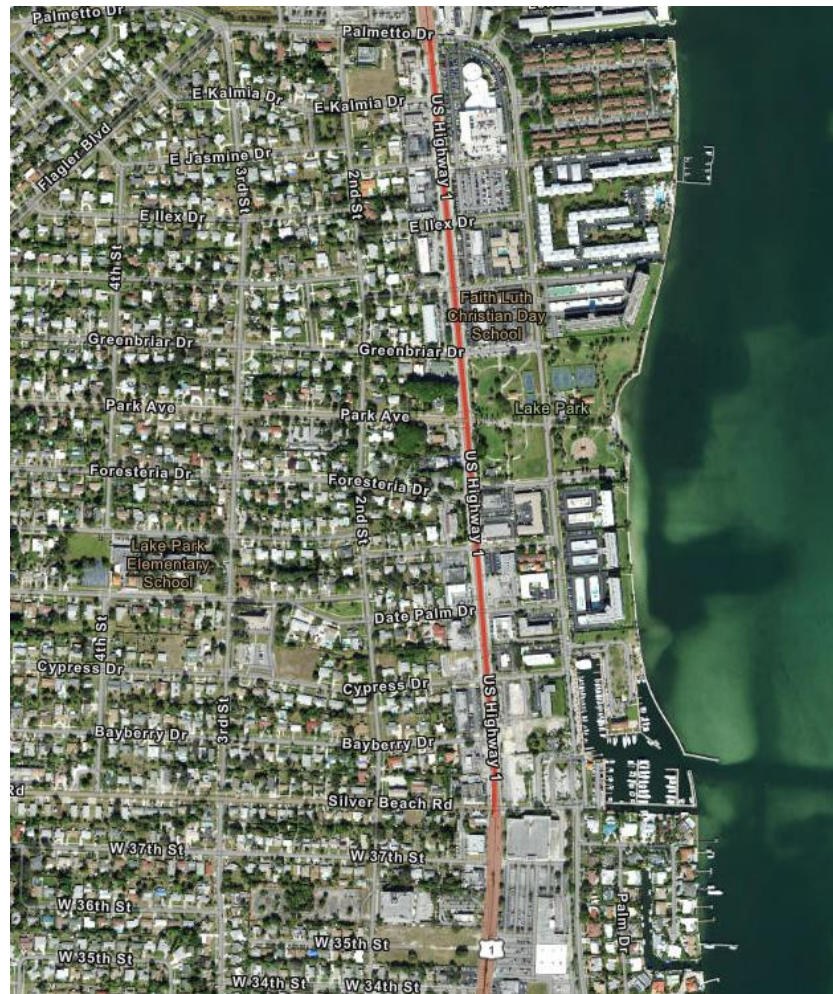
The IMPROVEMENTS associated with this AGREEMENT are located in the Town of Lake Park, in Palm Beach County, Florida along SR 5/US-1 section 93020000 from M.P. 14.166 to M.P. 14.558 and from section 93040000 from M.P. 0.00 to M.P. 0.384

II. Description of Work:

Project Number 438386-2-52-01 to include decorative light and **concrete crosswalks**. The AGENCY shall be responsible for maintaining the IMPROVEMENTS described in this AGREEMENT.

III. Aerial:

#5575147 v1 26508-00001



#5575147 v1 26508-00001