

RESOLUTION NO. 28-2023 OF THE CITY OF LAKE WORTH BEACH, FLORIDA, APPROVING AMENDMENT NUMBER ONE (1) TO THE MAINTENANCE MEMORANDUM OF AGREEMENT WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION TO EXPAND THE SCOPE OF THE LIGHTING IMPROVEMENT PROJECT AND THE CITY'S MAINTENANCE REQUIREMENTS; AND PROVIDING FOR REPEAL OF CONFLICTS AND AN EFFECTIVE DATE

**WHEREAS**, the City of Lake Worth, Florida ("City") is a duly constituted municipality having such power and authority conferred upon it by the Florida Constitution and Chapter 166, Florida Statutes;

**WHEREAS**, on June 16, 2023, the City approved a Maintenance Memorandum of Agreement with the Florida Department of Transportation (FDOT) for lighting improvements to be installed along State Road 5 (also known as Federal Highway) within the jurisdictional boundaries of the City ("MMOA");

**WHEREAS**, under the MMOA, FDOT will install the lighting improvements along Federal Highway (specifically from 10<sup>th</sup> Avenue South to 6<sup>th</sup> Avenue North) to include decorative lighting and the City will maintain the improvements once installed;

**WHEREAS**, FDOT has proposed via Amendment No. 1 to the MMOA to expand the project to include decorative lighting to be installed along SR A1A (South Ocean Blvd.) within the City's boundaries and to have the City maintain the same after installation;

**WHEREAS**, the City desires to see the project expanded and agrees to assume the maintenance responsibilities related to the expanded project; and,

**WHEREAS**, the City has determined that amending the MMOA is in the best interests of both the City and FDOT and serves a valid public purpose.

NOW THEREFORE BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF LAKE WORTH BEACH, FLORIDA, that:

**Section 1.** The foregoing recitals are hereby incorporated into this Resolution as true and correct statements.

**Section 2.** The City Commission hereby approves Amendment No. 1 to the Maintenance Memorandum of Agreement with FDOT for the decorative lighting improvements to be installed by FDOT and directs the Mayor and City Clerk to execute the same. A copy of this Resolution shall be provided to FDOT along with the executed Amendment.

**Section 3.** All resolutions or parts of resolutions are hereby repealed or amended to the extent that they are in conflict with this Resolution.

**Section 4.** This Resolution shall become effective immediately upon passage.

The passage of this resolution was moved by Commissioner \_\_\_\_\_, seconded by Commissioner \_\_\_\_\_, and upon being put to a vote, the vote was as follows:

- Mayor Betty Resch
- Vice Mayor Christopher McVoy
- Commissioner Sarah Malega
- Commissioner Kimberly Stokes
- Commissioner Reinaldo Diaz

The Mayor thereupon declared this resolution duly passed and adopted on the \_\_\_\_ day of \_\_\_\_\_ 2023.

LAKE WORTH BEACH CITY COMMISSION

By: \_\_\_\_\_  
Betty Resch, Mayor

ATTEST:

\_\_\_\_\_  
Melissa Ann Coyne, City Clerk