

RESOLUTION NO. 20-_____

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, APPROVING A TURF AND LANDSCAPE MAINTENANCE AGREEMENT WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION (“FDOT”); PROVIDING FOR IMPLEMENTATION; AUTHORIZING THE TOWN MANAGER TO EXPEND BUDGETED FUNDS; AUTHORIZING THE TOWN MANAGER TO EXECUTE AGREEMENT; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, on May 11, 2004, the Town Council approved Resolution No. 2004-228, for turf and landscape maintenance at the intersection of NW 154th Street and the Palmetto Expressway via an agreement with the Florida Department of Transportation (“FDOT”); and

WHEREAS, the Memorandum of Agreement (the “2004 Agreement”) provides for the Town to maintain the areas at the intersection of NW 154th Street and State Road 826 (“Intersection”) attractively landscaped; and

WHEREAS, the 2004 Agreement further provides that FDOT reimburse the Town for landscaping at the Intersection; and

WHEREAS, Florida Statutes 287.058(1)(d) allows municipalities who elect to maintain state roads within their borders a reimbursement in the amount of four hundred forty-seventy Dollars and 46/100 (\$447.46) per acre, or a total of five thousand seven hundred eighty-eight dollars (\$5,788) for the total 12.935 areas the Town currently maintains; and

WHEREAS, FDOT has agreed to reimburse the Town for the maintenance at the Intersection pursuant to a Turf and Landscape Maintenance Agreement (“Agreement”) attached hereto as Exhibit “A;” and

WHEREAS, the Town Council finds that authorizing the Town Manager to enter into the Agreement between FDOT and the Town for turf and landscape maintenance is in the best interest of the Town.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, AS FOLLOWS:

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

Section 2. **Approval of the Contract.** The Town Council hereby approves the Agreement with the Florida Department of Transportation for Turf and Landscape maintenance, for consideration in the amount of Five Thousand Seven Hundred Eighty-Eight Dollars and 00/100 (\$5,788).

Section 3. **Authorization of Town Officials.** The Town Manager and/or his designee and the Town Attorney are authorized to take all steps necessary to implement the terms and conditions of the Florida Department of Transportation Turf and Landscape Maintenance Agreement. The Town Clerk is hereby directed to send copies of this Resolution to the Department of Transportation and such other persons as is directed by the Town Council of the Town of Miami Lakes.

Section 4. **Execution of the Contract.** The Town Manager is authorized to execute the Agreement, and any amendments, with the Florida Department of Transportation on behalf of the Town.

Section 5. **Authorization of Fund Expenditure.** The Town Manager is authorized to expend budgeted funds to implement the terms and conditions of the Agreement, as may be amended.

Section 6. **Effective Date.** This Resolution shall take effect immediately upon adoption.

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Passed and adopted this _____ day of _____, 2020.

The foregoing resolution was offered by _____ who moved
its adoption. The motion was seconded by _____ and upon
being put to a vote, the vote was as follows:

Mayor Manny Cid	_____
Vice Mayor Nelson Rodriguez	_____
Councilmember Carlos Alvarez	_____
Councilmember Luis Collazo	_____
Councilmember Joshua Dieguez	_____
Councilmember Jeffrey Rodriguez	_____
Councilmember Marilyn Ruano	_____

Manny Cid
MAYOR

Attest:

Gina Inguanzo
TOWN CLERK

Approved as to form and legal sufficiency:

Raul Gastesi, Jr.
Gastesi & Associates, P.A.
TOWN ATTORNEY

EXHIBIT A

Agreement
between the
Town of Miami Lakes
and
The Florida Department of Transportation
for
Turf and Landscape Maintenance