

CITY OF TAMARAC, FLORIDA

RESOLUTION NO. R-2020_____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF TAMARAC, FLORIDA, APPROVING A REVOCABLE LICENSE AGREEMENT (“RLA”) BETWEEN THE CITY OF TAMARAC AND BROWARD COUNTY FOR RIGHT-OF-WAY IMPROVEMENTS ON PROSPECT ROAD INCLUDING THE INSTALLATION, MAINTENANCE, REPAIR, AND REPLACEMENT OF GREEN COLORED PAVEMENT IN BICYCLE LANES WITHIN THE SPECIFIED AND AGREED UPON TRAFFIC CONFLICT AREAS ALONG PROSPECT ROAD BETWEEN COMMERCIAL BOULEVARD TO APPROXIMATELY 100 FEET WEST OF NW 15TH AVENUE; AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE SAID RLA; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City Commission of the City of Tamarac wishes to enhance multi-modal transportation, wellness and recreational opportunities throughout Tamarac; and

WHEREAS, the City desires to provide a safe connectivity between City facilities, schools, shopping areas, residential areas and the Broward County Greenway system by installing and maintaining green colored pavement in certain bicycle lanes; and

WHEREAS, the proposed RLA between the City of Tamarac and Broward County will allow the City of Tamarac to install the green colored pavement in bicycle lanes and will further require the City of Tamarac to maintain, repair, and replace the pavement marking within the specified and agreed upon traffic conflict areas along Prospect Road between Commercial Boulevard to approximately 100 feet west of NW 15th Avenue, a copy of said RLA is incorporated herein as “Exhibit 1” and made a

specific part of this Resolution; and

WHEREAS, it is the recommendation of the Director of Public Services, Financial Services Director, and the Purchasing and Contracts Manager that the City Commission approve the RLA between the City of Tamarac and Broward County will allow the City of Tamarac to install the green colored pavement in bicycle lanes and will further require the City of Tamarac to maintain, repair, and replace the pavement marking within the specified and agreed upon traffic conflict areas along Prospect Road between Commercial Boulevard to approximately 100 feet west of NW 15th Avenue; and

WHEREAS, the City Commission of the City of Tamarac, deems it to be in the best interest of the citizens and residents of the City of Tamarac to approve and authorize the RLA between the City of Tamarac and Broward County will allow the City of Tamarac to install the green colored pavement in bicycle lanes and will further require the City of Tamarac to maintain, repair, and replace the pavement marking within the specified and agreed upon traffic conflict areas along Prospect Road between Commercial Boulevard to approximately 100 feet west of NW 15th Avenue.

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

SECTION 1: The foregoing "WHEREAS" clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this

Resolution upon adoption hereof. All Exhibits attached hereto are incorporated herein and made a specific part of this Resolution.

SECTION 2: The City Commission hereby approves the Revocable License Agreement (RLA) between the City of Tamarac and Broward County will allow the City of Tamarac to install the green colored pavement in bicycle lanes and will further require the City of Tamarac to maintain, repair, and replace the pavement marking within the specified and agreed upon traffic conflict areas along Prospect Road between Commercial Boulevard to approximately 100 feet west of NW 15th Avenue.

SECTION 3: The appropriate City Officials are hereby authorized to execute said RLA between the City of Tamarac and Broward County, and to take all steps necessary to effectuate this Revocable License Agreement.

SECTION 4: All resolutions or parts of resolutions in conflict herewith are hereby repealed to the extent of such conflict.

SECTION 5: If any clause, section, other part or application of this Resolution is held by any court of competent jurisdiction to be unconstitutional or invalid, in part or application, it shall not affect the validity of the remaining portions or applications of this Resolution.

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SECTION 6: This Resolution shall become effective immediately upon its passage and adoption.

PASSED, ADOPTED AND APPROVED this _____ day of _____, 2020.

MICHELL J. GOMEZ
MAYOR

ATTEST:

JENNIFER JOHNSON, CMC
CITY CLERK

I HEREBY CERTIFY that I have approved this RESOLUTION as to form.

SAMUEL S. GOREN
CITY ATTORNEY