

RESOLUTION NO. 102-21

A RESOLUTION OF THE CITY OF DELRAY BEACH, FLORIDA APPROVING AN AGREEMENT WITH FLORIDA DEPARTMENT OF TRANSPORTATION FOR THE MAINTENANCE AND OPERATION OF LIGHTING ON THE STATE HIGHWAY SYSTEM WITHIN THE JURISDICTIONAL BOUNDARIES OF THE CITY; AUTHORIZING THE CITY MANAGER TO EXECUTE ANY AMENDMENTS AND/OR RENEWALS THERETO AND TAKE ANY AND ALL ACTIONS NECESSARY TO EFFECTUATE THIS AGREEMENT; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

WHEREAS, the City of Delray Beach ("City") is authorized to enter into agreements to provide services, programming and products in accordance with its Charter; and

WHEREAS, the City executed a State Highway Lighting, Maintenance, and Compensation Agreement July 17, 2003 with the Florida Department of Transportation ("FDOT"); and

WHEREAS, the City is responsible for the maintenance and operation of the lighting on the State Highway System within the jurisdictional boundaries of the City; and

WHEREAS, the City receives payment from FDOT for the maintenance of the lighting on the State Highway System within the jurisdictional boundaries of the City; and

WHEREAS, the City desires to continue to maintain and operate the lighting on the State Highway System within the jurisdictional boundaries of the City; and

WHEREAS, FDOT has updated its form of agreement and seeks to enter into a new seven-year agreement; and

WHEREAS, the City Commission deems approval of this Resolution to be in the best interest of the health, safety, and welfare of the residents and citizens of the City of Delray Beach and the public at large.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, AS FOLLOWS:

Section 1. The foregoing recitals are hereby affirmed and ratified.

Section 2. The City Commission of the City of Delray Beach has reviewed and hereby approves this Agreement between the City and the Florida Department of Transportation, which is attached to this resolution as Exhibit A.

Section 3. The City Commission authorizes the City Manager to execute any amendments and/or renewals thereto and take any other actions necessary to effectuate this Agreement.

Section 4. This Resolution shall become effective immediately upon adoption.

PASSED AND ADOPTED in regular session on the ____ day of _____, 2021.

ATTEST:

Shelly Petrolia, Mayor

Katerri Johnson, City Clerk

Approved as to form and legal sufficiency:

Lynn Gelin, City Attorney