

Resolution No. 2019-485

1  
2 A RESOLUTION OF THE BOARD OF COUNTY  
3 COMMISSIONERS OF BROWARD COUNTY, FLORIDA,  
4 SUPPORTING THE CITY OF OAKLAND PARK'S  
5 COMPLETE STREETS AND LOCAL INITIATIVES  
6 PROGRAM GRANT APPLICATION TO ENHANCE  
7 BICYCLE AND PEDESTRIAN SAFETY ALONG  
8 NW 21<sup>ST</sup> AVENUE FROM OAKLAND PARK BOULEVARD  
9 TO NW 26<sup>TH</sup> STREET WITHIN THE CITY OF OAKLAND  
10 PARK; RECOGNIZING THE FLORIDA DEPARTMENT OF  
11 TRANSPORTATION AS THE AGENCY RESPONSIBLE  
12 FOR THE DESIGN, CONSTRUCTION, AND  
13 CONSTRUCTION ADMINISTRATION; AND PROVIDING  
14 FOR SEVERABILITY AND AN EFFECTIVE DATE.

15 WHEREAS, the Broward Metropolitan Planning Organization ("MPO") has funds  
16 under its Complete Streets and Local Initiatives Program to construct bicycle lanes and  
17 sidewalks along NW 21<sup>st</sup> Avenue from Oakland Park Boulevard to NW 26<sup>th</sup> Street  
18 ("Project") within the City of Oakland Park ("City");

19 WHEREAS, the right-of-way within the Project's limits is functionally classified as  
20 a Broward County ("County") road;

21 WHEREAS, the City has collaborated with the County's Highway Construction  
22 and Engineering Division, the MPO, and the Florida Department of Transportation  
23 ("FDOT") to develop the Project;

24 WHEREAS, the MPO requires a resolution from the County supporting the  
Project;

WHEREAS, FDOT requires a resolution from the County recognizing its role as  
the agency responsible for the design, construction, and construction administration of  
the Project;

1           WHEREAS, the Project will further the County's Complete Streets efforts while  
2 furthering the County's goal to "support the development, design and construction of  
3 sustainable, multi-modal transportation facilities throughout the County, to meet the  
4 demands of residents, travelers, and businesses";

5           WHEREAS, FDOT will be the agency responsible for design, construction, and  
6 construction administration of the Project; and

7           WHEREAS, FDOT's design, construction, and construction administration for the  
8 Project must meet or exceed the "Minimum Standards Applicable to Public Rights-of-  
9 Way under Broward County Jurisdiction," Section 25.1, Exhibit 25.A, of the Broward  
10 County Administrative Code, NOW, THEREFORE,

11           BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF  
12 BROWARD COUNTY, FLORIDA:

13           Section 1.   The foregoing "Whereas" clauses are affirmed as true and correct  
14 and adopted as part of this Resolution.

15           Section 2.   The Board of County Commissioners of Broward County, Florida  
16 ("Board"), supports the Project which will improve conditions for bicyclists and  
17 pedestrians along NW 21<sup>st</sup> Avenue from Oakland Park Boulevard to NW 26<sup>th</sup> Street  
18 within the City.

19           Section 3.   The Board recognizes FDOT as the agency responsible for the  
20 Project's design, construction, and construction administration.

21           Section 4.   Severability.

22           If any portion of this Resolution is determined by any court to be invalid, the  
23 invalid portion will be stricken, and such striking will not affect the validity of the  
24 remainder of this Resolution. If any court determines that this Resolution, in whole or in

1 part, cannot be legally applied to any individual, group, entity, property, or circumstance,  
2 such determination will not affect the applicability of this Resolution to any other  
3 individual, group, entity, property or circumstance.

4 Section 5. Effective Date.

5 This Resolution is effective upon adoption.

6  
7 ADOPTED this 5 day of November, 2019. #7

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9 Approved as to form and legal sufficiency:  
10 Andrew J. Meyers, County Attorney

11 By /s/ Maya A. Moore 10/04/19  
12 Maya A. Moore (date)  
13 Assistant County Attorney

14 By /s/ Michael J. Kerr 10/04/19  
15 Michael J. Kerr (date)  
16 Deputy County Attorney

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20  
21  
22 MAM/hb  
23 NW 21<sup>st</sup> Avenue Reso.doc  
10/04/19  
19-088.00  
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STATE OF FLORIDA     )

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COUNTY OF BROWARD )

I, Bertha Henry, County Administrator, in and for Broward County, Florida, and Ex-Officio Clerk of the Board of County Commissioners of said County, DO HEREBY CERTIFY that the above and foregoing is a true and correct copy of Resolution 2019-485 the same appears in the minutes of said Board of County Commissioners meeting held on the 5<sup>th</sup> day of November, 2019. (Item 7)

IN WITNESS WHEREOF, I have hereunto set my hand and official seal dated this 6<sup>th</sup> day of November, 2019.

BERTHA HENRY  
COUNTY ADMINISTRATOR

By Mary Anne Parly  
Deputy Clerk

