

Resolution No. 2018-421

1
2 A RESOLUTION OF THE BOARD OF COUNTY
3 COMMISSIONERS OF BROWARD COUNTY, FLORIDA,
4 SUPPORTING THE BROWARD METROPOLITAN PLANNING
5 ORGANIZATION'S MOBILITY PROJECT TO CONSTRUCT
6 BICYCLE AND PEDESTRIAN FACILITIES ALONG WEST
7 CYPRESS CREEK ROAD FROM POWERLINE ROAD TO THE
8 SOUTH FLORIDA RAIL CORRIDOR; SUPPORTING FLORIDA
9 DEPARTMENT OF TRANSPORTATION AS THE AGENCY
10 RESPONSIBLE FOR THE PROJECT'S DESIGN,
11 CONSTRUCTION, AND CONSTRUCTION ADMINISTRATION;
12 AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE
13 DATE.

14 WHEREAS, the Broward Metropolitan Planning Organization (the "MPO") has
15 funds under its Transportation Improvement Program (FM #435781-1) to construct
16 bicycle and pedestrian facilities along West Cypress Creek Road from Powerline Road
17 to the South Florida Rail Corridor ("Project");

18 WHEREAS, the Project is on a Broward County (the "County") road within the
19 City of Fort Lauderdale (the "City");

20 WHEREAS, the MPO collaborated with the Florida Department of Transportation
21 ("FDOT"), the City, and the County to develop the Project to improve bicycle and
22 pedestrian safety;

23 WHEREAS, the County, as the owner of the Project's affected right-of-way, is
24 committed to continue funding the operation and maintenance of West Cypress Creek
Road;

WHEREAS, the Project will further the goal of the Board of County
Commissioners of Broward County, Florida (the "Board"), to "support the development,

1 design and construction of sustainable, multi-modal transportation facilities throughout
2 the County, to meet the demands of residents, travelers, businesses and the
3 community";

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

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

8 WHEREAS, FDOT requires a resolution from the County supporting its role as
9 the agency responsible for the Project's design, construction, and construction
10 administration; and

11 WHEREAS, FDOT will ensure that the design and construction of the Project
12 meet or exceed the "Minimum Standards Applicable to Public Rights-of-Way Under
13 Broward County Jurisdiction," Section 25.1, Exhibit 25.A, of the Broward County
14 Administrative Code, NOW, THEREFORE,

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16 BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF
17 BROWARD COUNTY, FLORIDA:

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19 Section 1. The foregoing recitals are affirmed as true and correct and adopted
20 as part of this Resolution.

21 Section 2. The Board supports the Project to improve conditions for bicyclists
22 and pedestrians along West Cypress Creek Road to the South Florida Rail Corridor.

23 Section 3. The Board supports FDOT as the agency responsible for the
24 Project's design, construction, and construction administration.

Section 4. Severability.

If any portion of this Resolution is determined by any court to be invalid, the invalid portion will be stricken, and such striking will not affect the validity of the remainder of this Resolution. If any court determines that this Resolution, in whole or in part, cannot be legally applied to any individual, group, entity, property, or circumstance, such determination will not affect the applicability of this Resolution to any other individual, group, entity, property, or circumstance.

Section 5. Effective Date.

This Resolution is effective upon adoption.

ADOPTED this 25 day of September, 2018. # 9

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

By /s/ Maya A. Moore 09/11/18
Maya A. Moore (date)
Assistant County Attorney

By /s/ Michael J. Kerr 09/11/18
Michael J. Kerr (date)
Deputy County Attorney

MAM/hb
09/11/18
Cypress Creek Resolution 9-5-18.final
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STATE OF FLORIDA)

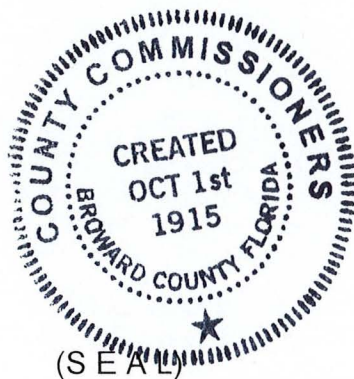
) SS

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 2018-421 the same appears in the minutes of said Board of County Commissioners meeting held on the 25th day of September, 2018. (Item 9)

IN WITNESS WHEREOF, I have hereunto set my hand and official seal dated this 26th day of September, 2018.

BERTHA HENRY
COUNTY ADMINISTRATOR



By Maryanne Hardy
Deputy Clerk