

RESOLUTION 02-16

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAKE ALFRED, FLORIDA, APPROVING AND AUTHORIZING THE EXECUTION OF THE SYSTEM POST PROJECT MAINTENANCE AGREEMENT BETWEEN THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) AND THE CITY OF LAKE ALFRED REGARDING THE LAKE ALFRED PEDESTRIAN BRIDGE AND AUTHORIZING THE MAYOR AND APPROPRIATE CITY OFFICIALS TO EXECUTE THE SYSTEM POST PROJECT MAINTENANCE AGREEMENT; PROVIDING FOR THE REPEAL OF CONFLICTING RESOLUTIONS AND THE ADMINISTRATIVE CORRECTION OF SCRIVENER'S ERRORS AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the State of Florida Department of Transportation (FDOT) has undertaken a project and obtained approval for construction of a pedestrian bridge overpass through the City of Lake Alfred; and

WHEREAS, the FDOT is requesting the City of Lake Alfred maintain the pedestrian bridge that will be constructed over US Highway 17/92 connecting the Winter Haven Chain of Lakes Trail and the Lake Alfred Veterans Memorial Trail in accordance with the terms of the Transportation on System Post Project Maintenance Agreement (hereinafter "Agreement") under Project FPID #429883-1-52-01 attached hereto as Exhibit "A" and incorporated herein by reference; and

WHEREAS, the City shall be responsible, for the costs of maintenance for said project in accordance with the following federally accepted state standards: (a) Manual of Uniform Minimum Standards for Design, Construction and Maintenance for Streets and Highways (2012), as amended and the terms of the Agreement with FDOT; and

WHEREAS, the City finds that entering into this Agreement is in the best interests and promotes the health, welfare, and safety of the residents and citizens of the City of Lake Alfred.

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

SECTION 1: RECITALS. The above recitals are hereby incorporated as a factual basis for the passage of this Resolution.

SECTION 2: AGREEMENT. That the City of Lake Alfred does hereby approve and authorize the Mayor and other appropriate City officials to execute the System Post-Project Maintenance Agreement for project FPID#429883-1-52-01 relating to the Lake Alfred Pedestrian Bridge attached hereto and made a part of this Resolution as Exhibit "A".

SECTION 3: SEVERABILITY. The provisions of this Resolution are severable. If any word, sentence, clause, phrase or provision of this Resolution for any reason is declared by any court of competent jurisdiction to be void, unconstitutional or unenforceable, then all remaining provisions and portions of this Resolution shall remain in full force and effect.

SECTION 4: CONFLICT. All Resolutions in conflict with this Resolution are repealed to the extent necessary to give this Resolution full force and effect.

SECTION 5: CODIFICATION. Any provision in this Resolution may be renumbered or relettered and the correction of typographical and/or scrivener's errors which do not affect the intent may be authorized by the City Manager or his designee, without need of consideration by the City Commission, by filing a corrected or recodified copy of same with the City Clerk.

SECTION 6: EFFECTIVE DATE. That this Resolution shall take effect immediately upon passage.

INTRODUCED AND PASSED by the City Commission of the City of Lake Alfred, Florida, in a regular session this 4th day of April, 2016.



Ameé Bailey Speck

Ameé Bailey Speck, City Clerk

CITY OF LAKE ALFRED, FLORIDA
CITY COMMISSION

Charles O. Lake

Charles O. Lake, Mayor

Approved as to form:

Frederick J. Murphy, Jr.

Frederick J. Murphy, Jr., City Attorney