

RESOLUTION NO. 13-_____

A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, APPROVING THE FIRST AMENDMENT TO THE JOINT PARTICIPATION AGREEMENT BETWEEN MIAMI-DADE COUNTY AND THE TOWN RELATING TO THE CARIBBEAN BOULEVARD ROADWAY IMPROVEMENT PROJECT; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Miami-Dade County (the “County”) and the Town of Cutler Bay (the “Town”) both desire to facilitate the construction of road improvement(s) along Caribbean Boulevard; and

WHEREAS, in order to further facilitate the construction of the road improvements, the County desires to utilize the resources of the Town to design, contract, construct, and administer the Caribbean Boulevard construction project; and

WHEREAS, on March 19, 2008, the Town Council adopted Resolution No. 08-17 authorizing the execution of a Joint Participation Agreement with Miami-Dade County for the roadway improvements along Caribbean Boulevard (from: Coral Sea Road to: SW 87 Avenue); and

WHEREAS, the Town desires to perform additional roadway improvements along Caribbean Boulevard from the theoretical C-100 Canal to Coral Sea Road that were excluded from the original Caribbean Boulevard Joint Participation Agreement adopted via Town Resolution No. 08-17; and

WHEREAS, the Town will implement a Public Involvement Plan (PIP) during the design and construction of the Project to provide information to property owners, tenants, and area residents, including but not limited to: public meetings, project documentation and flyers, business signs, directional parking signs, and schedules for major work to be performed in the area; and

WHEREAS, the Town agrees to enter into the First Amendment of the Caribbean Boulevard Joint Participation Agreement, in substantially the form attached hereto as Exhibit “A”; and

WHEREAS, funding for the Project is being provided by the Town’s portion of People’s Transportation Plan municipal allocation; and

WHEREAS, the Town Council finds that this Resolution is in the best interest and welfare of the residents of the Town.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, AS FOLLOWS:

Section 1. Recitals. The above recitals are true and correct and are incorporated herein by this reference.

Section 2. Adoption of First Amendment to the Caribbean Boulevard Joint Participation Agreement. The Town Council hereby approves the First Amendment to the Caribbean Boulevard Joint Participation Agreement, in substantially the form attached hereto as Exhibit "A".

Section 3. Authorization. The Town Manager is authorized to take any and all steps necessary to execute the required documents associated with the First Amendment to the Caribbean Boulevard Joint Participation Agreement, in substantially the form attached hereto as Exhibit "A".

Section 4. Effective Date. This Resolution shall take effect immediately upon adoption.

PASSED and ADOPTED this _____ day of _____, 2013.

Edward P. MacDougall, Mayor

Attest:

Debra E. Eastman, MMC
Town Clerk

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY FOR THE
SOLE USE OF THE TOWN OF CUTLER BAY:

WEISS SEROTA HELFMAN PASTORIZA
COLE & BONISKE, P.L.
Town Attorney

Moved by: _____ Seconded by: _____

FINAL VOTE AT ADOPTION:

Mayor Edward P. MacDougall _____
Vice Mayor Ernest N. Sochin _____
Council Member Peggy R. Bell _____
Council Member Sue Ellen Loyzelle _____
Council Member Mary Ann Mixon _____