

**RESOLUTION NO. 18-\_\_\_\_\_**

**A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, ACCEPTING A GRANT FROM THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT); APPROVING A LOCAL AGENCY PROGRAM (LAP) AGREEMENT WITH FDOT FOR THE GULFSTREAM ELEMENTARY COMPLETE STREETS PROJECT; PROVIDING FOR AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, the Town of Cutler Bay (the “Town”) has submitted a request for funding to the Florida Department of Transportation (“FDOT”) through the Transportation Alternatives Program (“TAP”) Grant (the “Grant”); and

**WHEREAS**, on July 17, 2017, the Miami-Dade Transportation Planning Organization (“TPO”) notified the Town that it had adopted Resolution No. 26-17 approving a list of 2017 TAP priority projects, which included a recommendation for a TAP Grant to the Town in the amount of \$476,141.00; and

**WHEREAS**, the TAP Grant funding supports the Gulfstream Elementary Complete Streets Project (the “Project”), which is located on Gulfstream Road from Caribbean Boulevard to SW 211 Street; and

**WHEREAS**, the Town desires to perform roadway and sidewalk improvements along Gulfstream Road from Caribbean Boulevard to SW 211 Street, leading to Gulfstream Elementary School; and

**WHEREAS**, in order to receive funding for the Project, the Town is required to enter into a Local Agency Program (“LAP”) Agreement with FDOT; and

**WHEREAS**, the Town Council desires to accept the TAP Grant and authorize the Town Manager to execute the LAP Agreement for the award of the Project funds to the Town (“Agreement”), which Agreement is attached hereto as Exhibit “A” and made part hereof; and

**WHEREAS**, the Town Council finds that the adoption of 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. Accepting Grant.** The Town Council hereby accepts the TAP Grant.

**Section 3. Approving Agreement.** The Town Council hereby approves the LAP Agreement with FDOT relating to the award of the TAP Grant for the Gulfstream Elementary Complete Streets Project to the Town in substantially the form attached hereto as Exhibit "A."

**Section 4. Authorization.** The Town Manager is authorized to execute the LAP Agreement with FDOT in substantially the form attached hereto as Exhibit "A," on behalf of the Town, subject to the approval of the Town Attorney as to form, content and legal sufficiency.

**Section 5. Effective Date.** This Resolution shall be effective immediately upon adoption.

PASSED and ADOPTED this \_\_\_\_\_ day of September, 2018.

\_\_\_\_\_  
PEGGY R. BELL  
Mayor

Attest:

\_\_\_\_\_  
DEBRA EASTMAN, MMC  
Town Clerk

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

\_\_\_\_\_  
WEISS SEROTA HELFMAN  
COLE & BIERMAN, P.L.  
Town Attorney

Moved By: \_\_\_\_\_

Seconded By: \_\_\_\_\_

FINAL VOTE AT ADOPTION:

Mayor Peggy R. Bell \_\_\_\_\_

Vice Mayor Sue Ellen Loyzelle \_\_\_\_\_

Council Member Mary Ann Mixon \_\_\_\_\_

Council Member Michael P. Callahan \_\_\_\_\_

Council Member Roger Coriat \_\_\_\_\_