

REQUESTED COMMISSION ACTION:

Consent

Ordinance

X Resolution

Consideration/
Discussion

Presentation

SHORT TITLE

A RESOLUTION OF THE CITY COMMISSION APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO REQUEST THE CANCELATION OF TWO RESURFACING PROJECTS ON S.R. 811/DIXIE HIGHWAY FROM THE ADOPTED FIVE-YEAR WORK PROGRAM OF THE FLORIDA DEPARTMENT OF TRANSPORTATION AND EXPRESSING THE CITY'S INTENT TO ENTER INTO A MUTUALLY AGREED UPON TRANSFER AGREEMENT.

Summary of Purpose and Why:

FDOT policies will not allow the City to make desired improvements to the intersections of Dixie/Atlantic and Dixie/MLK. After several meetings to resolve this dilemma, FDOT, City and CRA have focused on the best option which is for the City to take jurisdictional ownership of Dixie Highway and segments of Atlantic Boulevard. This Resolution is the first step in making this a reality. Pursuant to Commission approval we will work with FDOT to develop a Roadway Jurisdiction Transfer Agreement.

- (1) Origin of request for this action: FDOT
- (2) Primary staff contact: Greg Harrison  954-786-4606
- (3) Expiration of contract, if applicable:
- (4) Fiscal impact and source of funding: Beginning FY17 we would budget approximately \$23,250 per mile for these roadways. For major reconstruction, we will seek assistance from MPO. However, for this specific transaction, FDOT will transfer funds currently set aside for resurfacing Dixie Highway in the amount of \$4,000,000 to the City of Pompano Beach which will be used on the intersections of Atlantic and MLK on Dixie Highway.

DEPARTMENTAL COORDINATION CITY ATTORNEY

DATE

12-10-15

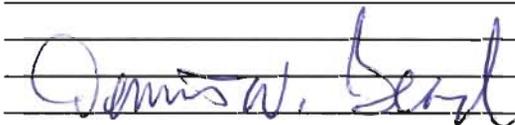
DEPARTMENTAL RECOMMENDATION

Approve

DEPARTMENTAL HEAD SIGNATURE



X City Manager



ACTION TAKEN BY COMMISSION:

Ordinance

Resolution

Consideration



City Attorney's Communication #2016-269

December 10, 2015

TO: Greg Harrison, Assistant City Manager
FROM: Mark E. Berman, City Attorney
RE: Resolution – Canceling Two Resurfacing Projects

As requested, I have revised and attached the following captioned resolution:

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO REQUEST THE CANCELATION OF TWO RESURFACING PROJECTS ON S.R. 811/DIXIE HIGHWAY FROM THE ADOPTED FIVE-YEAR WORK PROGRAM OF THE FLORIDA DEPARTMENT OF TRANSPORTATION ("FDOT"): FM 427011-2 FROM MCNAB ROAD TO ATLANTIC BOULEVARD AND FM 430606-1 FROM ATLANTIC BOULEVARD TO COPANS ROAD; EXPRESSING THE CITY'S INTENT TO ENTER INTO A MUTUALLY AGREED UPON TRANSFER AGREEMENT TO CONVEY AND ACCEPT DESIGNATED PORTIONS OF ATLANTIC BOULEVARD FROM EAST OF NW 6TH AVENUE TO S.R. A1A ALONG WITH A PORTION OF DIXIE HIGHWAY FROM MCNAB ROAD TO SAMPLE ROAD; PROVIDING AN EFFECTIVE DATE.

Please feel free to contact me if I may be of further assistance.


MARK E. BERMAN

MEB/jrm
l:cor/mgr/acm/2016-269

Attachments

CITY OF POMPANO BEACH
Broward County, Florida

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO REQUEST THE CANCELATION OF TWO RESURFACING PROJECTS ON S.R. 811/DIXIE HIGHWAY FROM THE ADOPTED FIVE-YEAR WORK PROGRAM OF THE FLORIDA DEPARTMENT OF TRANSPORTATION ("FDOT"): FM 427011-2 FROM MCNAB ROAD TO ATLANTIC BOULEVARD AND FM 430606-1 FROM ATLANTIC BOULEVARD TO COPANS ROAD; EXPRESSING THE CITY'S INTENT TO ENTER INTO A MUTUALLY AGREED UPON TRANSFER AGREEMENT TO CONVEY AND ACCEPT DESIGNATED PORTIONS OF ATLANTIC BOULEVARD FROM EAST OF NW 6TH AVENUE TO S.R. A1A ALONG WITH A PORTION OF DIXIE HIGHWAY FROM MCNAB ROAD TO SAMPLE ROAD; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City and FDOT have been negotiating a roadway transfer agreement that will transfer roadway segments on S.R. 811/Dixie Highway from the southern city limit at Bridge 860032 over the C-14 Canal to S.R. 814/Sample Road, and Atlantic Boulevard from east of NW 6th Avenue to S.R. A1A, excluding the bascule bridge over the Intracoastal Waterway; and

WHEREAS, before moving forward with the negotiation on the terms of the jurisdiction transfer, two upcoming resurfacing projects on S.R. 811/Dixie Highway, FMs 427011-2 and 430606-1, must first be cancelled from FDOT's Work Program; and

WHEREAS, the City and FDOT intend to reallocate funding from two resurfacing projects to the City for improvements towards these roadways or within the roadways right of way. The timing of the transfer of funds will be conducted between FDOT and the city and included in the final transfer agreement; and

WHEREAS, the city's Community Redevelopment Agency (CRA) adopted the 2010 Downtown Connectivity Plan to establish a pedestrian-friendly Downtown Area and encourage on-street activity and redevelopment with streetscape improvements; and

WHEREAS, ownership of the specified roadway segments will allow the City to complete redesign projects within these corridors, which may include resurfacing, parking, aesthetic, lighting, pedestrian and bicycle facilities, and other feasible related street improvements; and

WHEREAS, prior to canceling the two upcoming resurfacing projects and further engaging in the transfer process, FDOT requires a commitment from the City of Pompano Beach of its intent to assume jurisdictional responsibility and accept transfer of the aforementioned sections of Atlantic Boulevard and S.R. A1A; and

WHEREAS, after accepting the roadways, the City agrees that the number of lanes on Atlantic Boulevard will remain as four (4), in consistence with the laneage on the S.C. Fox Memorial Bridge (860157) over the Intracoastal; and

WHEREAS, the City has determined that the transfer will be in the best interest of its residents; now, therefore,

BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA:

SECTION 1. The City hereby authorizes the proper city officials to request FDOT to cancel the two resurfacing projects, FM 427011-2 and FM 430606-1, pursuant to the terms and conditions stated herein.

SECTION 2. It is the intent of the City of Pompano Beach to enter into a mutually agreed upon transfer agreement with FDOT to assume jurisdictional responsibility of (a) Dixie Highway from the McNab Road southern city limit at Bridge 860032 over the C-14 Canal to S.R. 814/Sample Road; and (b) Atlantic Boulevard east of NW 6th Avenue to S.R. A1A, excluding the bascule bridge, both as depicted in Exhibit "A," attached hereto and incorporated herein.

SECTION 3. Upon passage of this resolution, the City Clerk shall forward an executed copy of this Resolution to Steven C. Braun, Florida Department of Transportation, 3400 W. Commercial Boulevard, Fort Lauderdale, Florida 33309-3421, for further handling.

SECTION 4. This Resolution shall become effective upon passage.

PASSED AND ADOPTED this _____ day of _____, 2015.

LAMAR FISHER, MAYOR

ATTEST:

ASCELETA HAMMOND, CITY CLERK

MEB/jrm
12/10/15
l:reso/2016-69

