

RESOLUTION 26-R__

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PORT ST. LUCIE, FLORIDA, AUTHORIZING THE CITY MANAGER TO ENTER INTO A HIGHWAY MAINTENANCE MEMORANDUM OF AGREEMENT BETWEEN THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION AND THE CITY OF PORT ST. LUCIE, DESIGNATING AND SETTING FORTH THE RESPONSIBILITIES OF EACH PARTY FOR THE NECESSARY IMPROVEMENTS ON PORT ST. LUCIE BOULEVARD FROM SOUTH OF BECKER ROAD TO PAAR DRIVE; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE

WHEREAS, Port St. Lucie Boulevard from south of Becker Road to Paar Drive is owned and maintained by the City of Port St. Lucie (City); and

WHEREAS, the St. Lucie Transportation Planning Organization (TPO) has prioritized and allocated funding for the reconstruction and widening of Port St. Lucie Boulevard from South of Becker Road to South of Paar Drive (Project); and

WHEREAS, the State of Florida Department of Transportation (FDOT) is managing the design, permitting, acquisition of property rights, and construction of the Project on behalf of the City; and

WHEREAS, the Project is identified by FDOT as Item/ Segment Number 431752-3 in St. Lucie County, Florida; and

WHEREAS, FDOT will utilize Federal Funds from the Federal Highway Administration (FHWA) for the Project; and

WHEREAS, FHWA requires an agreement from the maintaining agency of the Project; and

WHEREAS, the City and FDOT desire to enter into an agreement to fulfill the FHWA requirement and to set forth the responsibilities of the parties regarding: 1) Federal Non-Participating items, 2) Property acquisitions, 3) Maintenance prior and during construction, 4) Maintenance upon final acceptance, 5) Warranties, 6) Environmental permitting, 7) Utilities, 8) Signals, 9) Project commitments, 10) Drainage, 11) Unforeseen issues, 12) E-verify requirements, 13) Deviations, and 14) Governing Laws.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY OF PORT ST. LUCIE, FLORIDA AS FOLLOWS, THAT:

Section 1. Ratification of Recitals. The foregoing recitals are hereby ratified and confirmed as true and correct and are hereby made a part of this Resolution.

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Section 2. Authorization. The City Council of the City of Port St. Lucie hereby authorizes the City Manager to enter into the District Four Highway Maintenance Memorandum of Agreement with FDOT that establishes the responsibilities of each party for the items stated above.

Section 3. The City Clerk is hereby directed to send a certified copy of this Resolution to FDOT Right-of-Way office at 3400 West Commercial Boulevard, Fort Lauderdale, Florida 33309, and all other persons as directed by the City Council.

Section 4. Conflict. If any resolutions or parts of any resolution, are in conflict herewith, this Resolution shall control to the extent of the conflicting provisions.

Section 5. Severability. The provisions of this Resolution are intended to be severable. If any part of this Resolution is determined to be void or is declared illegal, invalid, or unconstitutional by a Court of competent jurisdiction, the remainder of this Resolution shall remain in full force and effect.

Section 6. Effective Date. This Resolution shall become effective immediately upon adoption.

PASSED AND ADOPTED by the City Council of the City of Port St. Lucie, Florida, this _____ day of _____, 2026.

CITY COUNCIL
CITY OF PORT ST. LUCIE

By: _____
Shannon M. Martin, Mayor

ATTEST:

Sally Walsh, City Clerk

APPROVED AS TO FORM:

Richard Berrios, City Attorney