

## RESOLUTION 26-R

A RESOLUTION OF THE CITY OF PORT ST. LUCIE, FLORIDA, AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO EXECUTE AND ENTER INTO THE DISTRICT FOUR MAINTENANCE MEMORANDUM OF AGREEMENT FOR DECORATIVE FEATURE WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION REGARDING THE CONSTRUCTION OF AN INTERCHANGE RAMP AT MIDWAY ROAD AND THE TURNPIKE; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

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**WHEREAS**, the Florida Department of Transportation (“Department”) Five-Year Adopted Work Program includes a project to construct a partial interchange to connect Midway Road and the Florida’s Turnpike (SR 91) in the City (the “Project”); and

**WHEREAS**, the Department has agreed to include certain project enhancements that create a gateway into the City (“Department Work”); and

**WHEREAS**, a component of the Department Work includes the Department installing a decorative feature consisting of a Port St. Lucie logo within the right of way (the “Improvement”); and

**WHEREAS**, pursuant to the terms of the District Four Maintenance Memorandum of Agreement for Decorative Feature (“Maintenance Agreement”), attached hereto and incorporated herein as Exhibit “A”, it is the intent of the City and the Department that the City maintain the Improvement within the right of right; and

**WHEREAS**, the parties have negotiated the Maintenance Agreement setting forth the rights and responsibilities regarding the installation and maintenance of the Improvement; and

**WHEREAS**, after considering the factors set forth above, this City Council desires to authorize the City Manager, or his designee, to execute and enter into the Maintenance Agreement in substantially the same form as attached hereto as Exhibit “A”.

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

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.

Section 2. Authorization. The City Council hereby authorizes the City Manager, or his designee, to execute and enter into the Maintenance Agreement in substantially the same form as attached hereto as Exhibit “A”.

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Section 3. The City Council further authorizes and directs the City Manager, or his designee, to proceed to take any and all necessary actions for the City of Port St. Lucie to accomplish the purposes set forth in the Maintenance Agreement and execute all papers and other instruments required for that purpose.

Section 4. Conflict. If any resolutions, or parts of resolutions, 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

ATTEST:

\_\_\_\_\_  
Sally Walsh, City Clerk

By: \_\_\_\_\_  
Shannon M. Martin, Mayor

APPROVED AS TO FORM:

\_\_\_\_\_  
Richard Berrios, City Attorney