

**CITY OF CORAL GABLES, FLORIDA**

**RESOLUTION NO. 2009-**

**RESOLUTION AUTHORIZING THE EXECUTION OF A LOCAL AGENCY PROGRAM (LAP) AGREEMENT BETWEEN THE CITY OF CORAL GABLES AND THE FLORIDA DEPARTMENT OF TRANSPORTATION THEREBY ALLOWING THE CITY TO MANAGE AND DIRECT THE FEDERALLY FUNDED PONCE DE LEON BOULEVARD MEDIAN IMPROVEMENTS PHASE II PROJECT AND TO RECEIVE FEDERAL STIMULUS FUNDING IN THE AMOUNT OF \$1,036,796.00; AND AUTHORIZING THE ADVERTISEMENT OF BIDS FOR SAID PROJECT.**

**WHEREAS**, in February of this year, the American Recovery and Reinvestment Act of 2009 (ARRA) was signed into law which, among other things, provided federal funding to states, counties and municipalities for transportation related projects; and

**WHEREAS**, following a brief period of project reviews by the Florida Department of Transportation (FDOT), the Ponce de Leon Boulevard Median Improvements Phase II project was identified as an eligible project for federal funding under the ARRA in the amount of \$1,036,796.00; and

**WHEREAS**, in order for the City to procure a project with federal funding it was required to follow the Local Agency Program (LAP) procedures administered under the Florida Department of Transportation LAP Program; and

**WHEREAS**, all municipalities who participate in the LAP Program are required to abide by all applicable federal laws; and

**WHEREAS**, on March 5, 2009, the City of Coral Gables received its certification to participate in the Florida Department of Transportation's Local Agency Program (LAP) thereby allowing the City to administer all phases of a *federally funded project*, including design, bidding, awarding, construction management and funding reimbursement; and

**WHEREAS**, all reviews and comments of the project's construction plans and specifications have been completed by the respective federal, state and local agencies; and

**WHEREAS**, in order to proceed with the project implementation, the City must now execute a LAP Agreement specific to the Ponce de Leon Boulevard Median Improvements Phase II Project in order for the FDOT to encumber federal funds and issue the City a notice to proceed, which in turn, will allow the City to advertise for bids and manage and direct the project; and

**WHEREAS**, federal stimulus funds from the ARRA in the amount of \$1,036,796.00 will be coupled with Road Impact Fee funds of \$1,490,000.00, along with funding from the Storm Sewer Improvements fund of \$440,604.00 to complete the project funding for a total construction budget of \$2,967,400.00 for implementation.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES:

**SECTION 1.** The recitals and "Whereas" clauses contained in the preamble to this Resolution are adopted by reference and incorporated herein as if fully set forth in this Section.

**SECTION 2.** The execution of a Local Agency Program (LAP) Agreement between the City of Coral Gables and the Florida Department of Transportation to allow the City to manage and direct the Ponce de Leon Boulevard Median Improvements Phase II Project and to receive Federal Stimulus Funding in the amount of \$1,036,796.00 is hereby authorized.

**SECTION 3.** The advertisement of bids for the Ponce de Leon Boulevard Median Improvements Phase II Project is hereby authorized.

**SECTION 4.** This Resolution shall become effective upon the date of its adoption herein.

PASSED AND ADOPTED THIS SEVENTEENTH DAY OF NOVEMBER, A.D., 2009.

APPROVED:

ATTEST:

WALTER J. FOEMAN  
CITY CLERK

DONALD D. SLESNICK, II  
MAYOR

APPROVED AS TO FORM AND  
LEGAL SUFFICIENCY

ELIZABETH M. HERNANDEZ  
CITY ATTORNEY