

CITY OF CORAL GABLES, FLORIDA

RESOLUTION NO. 2009-319

A 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 foregoing "Whereas" clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this Resolution upon adoption herein.

SECTION 2. That the City Commission does hereby direct the City Manager to authorize 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. That the advertisement of bids for the Ponce de Leon Boulevard Median Improvements Phase II Project is hereby authorized.

SECTION 4. That this Resolution shall become effective upon the date of its passage and adoption herein.

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

(Moved: Cabrera / Seconded: Anderson)

(Yeas: Cabrera, Kerdyk, Withers, Anderson, Slesnick)

(Unanimous: 5-0 Vote)

(Agenda Item: C-9)

APPROVED:



DONALD D. SLESNICK II
MAYOR

ATTEST:



WALTER J. FOEMAN
CITY CLERK

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:



ELIZABETH M. HERNANDEZ
CITY ATTORNEY