RESOLUTION NO. 09-09

A RESOLUTION AUTHORIZING EXECUTION OF A LANDSCAPE MAINTENANCE AND INSTALLATION AGREEMENT WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION FOR MAINTENANCE OF THE SR 951 at BRIDGE NO. 030148 MARCO ISLAND BRIDGE LANDSCAPING; MAKING FINDINGS; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the State of Florida Department of Transportation proposes to construct a transportation facility known as the Marco Island Bridge Project, S.R. 951, Collier County, FDOT Project No. 195410-1-52-01; and

WHEREAS, in order for the State of Florida Department of Transportation to proceed with the Project, it is necessary for the City of Marco Island to execute and deliver to the State of Florida Department of Transportation an agreement identified as "Landscape Maintenance and Installation Agreement FPID: 195410-1-52-01"; and

WHEREAS, it is understood and agreed by the parties that the Florida Department of Transportation shall be responsible for installing landscape improvements within the unpaved right-of-way of the SR 951 at Bridge No. 030148 Marco Island Bridge South and upon completion of the Project the City of Marco Island shall be responsible, at its costs, for maintenance of Landscaping.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MARCO ISLAND, FLORIDA:

Section 1. The foregoing findings are incorporated herein by reference and made a part hereof.

Section 2. The City Council hereby ratifies entering into a Transportation Post Project Maintenance Agreement. The City Manager is hereby directed and authorized to execute and deliver to the State of Florida Department of Transportation the Transportation Post Project Maintenance Agreement for the maintenance of the landscape improvements within the unpaved right-of-way- of the SR 951 at Bridge No. 030148 Marco Island Bridge South and the City of Marco Island shall be responsible, at its costs, for maintenance of the Landscaping.

Section 3. This Resolution shall take effect immediately upon its adoption.

Passed in open and regular session of the City Council of the City of Marco Island, Florida, this 4th day of May 2009.

ATTEST:

By: _____
Laura M. Litzan, City Clerk

CITY OF MARCO ISLAND, FLORIDA

By: _____
Robert J. Popoff, Chairman