

RESOLUTION NO. 04-236

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, APPROVING THE JOINT PARTICIPATION AGREEMENT BETWEEN THE TOWN AND MIAMI-DADE COUNTY; AUTHORIZING TOWN OFFICIALS TO IMPLEMENT THE TERMS AND CONDITIONS OF THE AGREEMENT; AUTHORIZING THE TOWN MANAGER TO EXPEND BUDGETED FUNDS; AUTHORIZING THE TOWN MANAGER TO EXECUTE THE AGREEMENT; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Miami-Dade County (the “County”) presently handles the installation and maintenance of street name, parking restriction, speed limit and stop signs (“Traffic Signs”) within the Town of Miami Lakes (the “Town”); and

WHEREAS, the Town desires to assume control of the installation and maintenance of Traffic Signs within the Town; and

WHEREAS, the Town Council finds that approval of the Joint Participation Agreement with the County is in the best interest of the Town.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, AS FOLLOWS:

Section 1. Recitals. The foregoing Recitals are true and correct and are incorporated herein by this reference.

Section 2. Approval of Joint Participation Agreement. The Joint Participation Agreement regarding the installation and maintenance of traffic signs between the Town of Miami Lakes and Miami-Dade County (the “Agreement”), a copy of which is attached as Exhibit “A,” together with such changes as may be acceptable to the Town Manager and approved as to form and legality by the Town Attorney, is approved.

Section 3. Authorization of Town Officials. The Town Manager and Town Attorney are authorized to take all actions necessary to implement the terms and conditions of the Agreement.

Section 4. Authorization of Fund Expenditure. The Town Manager is authorized to expend budgeted funds to implement the terms and conditions of the Agreement.

Section 5. Execution of Agreement. The Town Manager is authorized to execute the Agreement on behalf of the Town.

Section 6. Effective Date. This Resolution shall take effect immediately upon adoption.

PASSED AND ADOPTED this 13th day of July, 2004.

Motion to adopt by Thomson, second by Collins.

FINAL VOTE AT ADOPTION:

Mayor Wayne Slaton	<u>Yes</u>
Vice Mayor Roberto Alonso	<u>Yes</u>
Councilmember Mary Collins	<u>Yes</u>
Councilmember Robert Meador	<u>Yes</u>
Councilmember Michael Pizzi	<u>Yes</u>
Councilmember Nancy Simon	<u>Yes</u>
Councilmember Peter Thomson	<u>Yes</u>

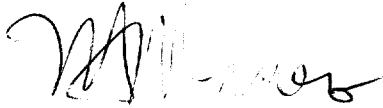
Wayne Slaton
Wayne Slaton
MAYOR

ATTEST:

Beatris M. Arguelles
Beatris M. Arguelles, CMC
TOWN CLERK

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Approved as to form and legality for the use
and benefit of the Town of Miami Lakes only:



Weiss, Serota, Helfman, Pastoriza, Guedes
Cole & Boniske, P.A.
TOWN ATTORNEY

702001/Resolutions/Approving JPA re street signs

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JOINT PARTICIPATOIN AGREEMENT FOR
THE INSTALLATION AND MAINTENANCE OF TRAFFIC SIGNS
BETWEEN
THE TOWN OF MIAMI LAKES
AND
MIAMI-DADE COUNTY

THIS AGREEMENT entered into the ____ day of _____, 2004, between Miami-Dade County, a political subdivision of the State of Florida (the "County"), and the Town of Miami Lakes, a municipal corporation of the State of Florida (the "Town").

WHEREAS, the Town desires to assume the installation and maintenance responsibilities of street name, parking restrictions, speed limit and stop signs.

NOW THEREFORE, in consideration of the premises and mutual covenants contained herein, it is hereby agreed between the Town and the County as follows:

1. The recitals set forth above are incorporated herein by reference. The Town will only install and maintain street name (excluding specialized locations), parking restriction, speed limit and stop signs (the "Signs") on those streets maintained by the Town within its boundaries.

2. The Town assumes sole and complete responsibility for the maintenance of all such Signs that are installed by the Town, within its boundaries.

3. The Town, pursuant to the limitations in Section 768.28, Florida Statutes, assumes sole and complete liability for any accidents and/or injuries which may or are alleged to occur or arise out of the installation, operation or maintenance of said Signs and hereby indemnifies and holds harmless the County from any and all claims of negligence as a result of the installation, operation or maintenance of said Signs.

4. All Signs installed by the Town shall conform to the applicable requirement established the following publications:

- Florida Department of Transportation Standard Specifications for Road and Bridge Construction
- Manual on Uniform Traffic Control Devices for Streets and Highways, U.S. Department of Transportation Federal Highway Administration (ANSI D6.1D-1989), including latest revisions.
- Standard Highway Signs, U.S. Department of Transportation, Federal Highway Administration
- Miami-Dade County Public Works Manual (available from the Public Works Department, Reproduction Services, 111 NW 1 Street, Suite 1604, Miami, FL 33128)

5. The Town shall have the installations performed by a Miami-Dade County licensed contractor or the Town's public works crews.

6. The Town shall not remove the existing signs from the stop-top installation. Should the Town install street name signs at the same location where a stop-top street name sign exists, then the Town shall install their signs on the opposite corner(s) of the intersection. The Town, at their discretion, may remove the County's stop-top street name signs by an approved sign contractor. All signs and hardware removed shall be returned to the County.

7. The Town shall be responsible for keeping records of any and all installations and repairs, and shall furnish pertinent documents when said records may be requested.

8. The Town shall attach a decal to the back of the sign panels indicating ownership and date of installation.

[THE REMAINDER OF THIS PAGE SHALL BE INTENTIONALLY LEFT BLANK]

IN WITNESS WHEREOF, the Town and the County set their hands and affix their respective seals, the day and year above written.

MIAMI-DADE COUNTY

Attest:

HARVEY RUVIN CLERK

By: _____

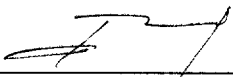
George Burgess
County Manager

By: _____
Deputy Clerk


Approved as to form and legal sufficiency:

Assistant County Attorney


TOWN OF MIAMI LAKES

By: 
Alex Rey, Town Manager

Attest:

By: 
Beatris M. Arguelles, CMC
Town Clerk

Approved as to form and legality for the use and benefit of the Town of Miami Lakes only



Weiss Serota Helfman Pastoriza
Guedes Cole & Boniske, P.A.
Town Attorney