
RESOLUTION NO. 22-1824

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, APPROVING AN MEMORANDUM OF UNDERSTANDING BETWEEN MIAMI-DADE COUNTY AND THE CITY OF HIALEAH CONCERNING SETTLEMENT OF DISPUTES BEING LITIGATED IN THE MATTER TOWN OF MIAMI LAKES V. MIAMI-DADE COUNTY, CITY OF HIALEAH, et.al, CASE NO. 2019-29261 CA 01; PROVIDING AUTHORITY TO THE TOWN MAYOR; PROVIDING AUTHORITY OF TOWN OFFICIALS; PROVIDING FOR INCORPORATION OF RECITALS; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Two east-west bridges exist on N.W. 154th Street (“N.W. 154th Street Bridge”) and N.W. 170th Street (“N.W. 170th Street Bridge”) over Interstate 75 owned by the State of Florida. The N.W. 154th Street Bridge and N.W. 170th Street Bridge are collectively referred to as the “Bridges”; and

WHEREAS, Hialeah owns the road segments west of Interstate 75 and the N.W. 154th Street Bridge and its municipal boundaries include the road segments west of Interstate 75 and the N.W. 170th Street Bridge; and

WHEREAS, Miami Lakes owns the road segments east of Interstate 75 and the N.W. 154th Street Bridge, and owns approximately southern half of the road segments east of Interstate 75 and the N.W. 170th Street Bridge, up to N.W. 87th Ave; and

WHEREAS, Miami-Dade County owns road segments west of Interstate 75 and the N.W. 170th Street Bridge and owns approximately the northern half of the road segments east of Interstate 75 and N.W. 170th Street; and

WHEREAS, the Parties are currently engaged in active litigation regarding the opening of the N.W. 170th Street Bridge only; and

WHEREAS, the Parties desire to resolve the disputes as to both the N.W.170 Street Bridge and the N.W. 154 Street Bridge openings (hereinafter the “Bridges Dispute”), with each party bearing their own fees and costs; and

WHEREAS, the Parties intend this MOU to resolve all disputes amongst them regarding the Bridges Dispute, whether or not part of the matter in litigation in Town of Miami Lakes v. Miami-Dade County, City of Hialeah, et al., Case No. 2019-29261-CA-01; and

WHEREAS, this MOU is subject to the approval of the Miami-Dade County Commission, Hialeah Council, and Miami-Lakes Town Council; and

WHEREAS, the Parties share a common goal of there being a connection to Interstate-75 at N.W. 154th Street; and

WHEREAS, in furtherance of the above-mentioned goal, the Parties will cooperate with any studies to the extent that the desire to cooperate does not bind any Party to expend public funds and will request that the Florida Department of Transportation, and all other necessary local, state and federal agencies grant any necessary approvals for the connection to Interstate-75 at N.W. 154th Street; and

WHEREAS, accordingly, the Town Council approves the execution of the Memorandum of Understanding between Miami-Dade County, and the City of Hialeah is substantially the same form as attached hereto as Exhibit "A."

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 incorporated herein by this reference.

Section 2. Approval of the Memorandum of Understanding . The Town Council hereby approves the Memorandum of Understanding with Miami-Dade County and the City of Hialeah in substantially the same form attached hereto as Exhibit "A."

Section 3. Authorization of Town Mayor The Town Mayor is authorized to execute a copy of the Memorandum of Understanding, in substantially the same form attached hereto as Exhibit "A."

Section 3. Authorization of Town Officials. The Town Manager and/or his designee and the Town Attorney and/or his designee are authorized to take all steps necessary to implement the terms and conditions of the Memorandum of Understanding, in substantially the same form, attached hereto as Exhibit "A." The Town Clerk is hereby directed to record the executed copy with Miami-Dade County Recorders Office.

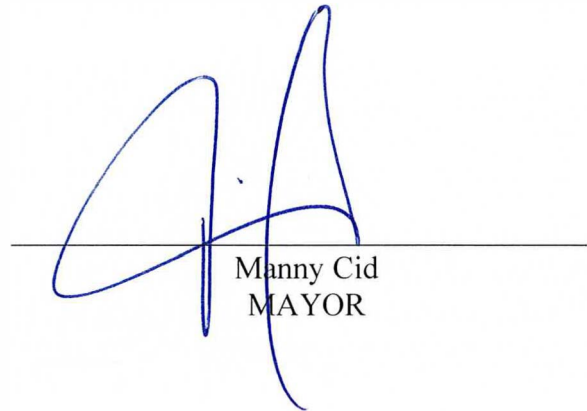
Section 4. Effective Date. This Resolution shall take effect immediately upon adoption.

*****THIS PORTION HAS BEEN LEFT INTENTIONALLY BLANK *****

Passed and adopted this 6th day of April 2022

The foregoing resolution was offered by Vice Mayor Rodriguez who moved its adoption. The motion was seconded by Councilmember Dieguez and upon being put to a vote, the vote was as follows:

Mayor Manny Cid	Yes
Vice Mayor Jeffrey Rodriguez	Yes
Councilmember Carlos O. Alvarez	Absent
Councilmember Luis E. Collazo	No
Councilmember Josh Dieguez	Yes
Councilmember Tony Fernandez	Yes
Councilmember Marilyn Ruano	No



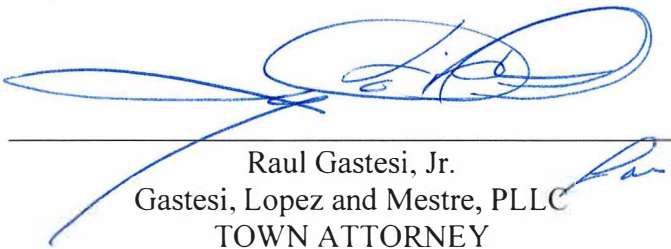
Manny Cid
MAYOR

Attest:



Gina M. Inguanzo
TOWN CLERK

Approved as to form and legal sufficiency:



Raul Gastesi, Jr.
Gastesi, Lopez and Mestre, PLLC
TOWN ATTORNEY