

RESOLUTION NO. 2019 - \_\_\_\_\_

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF INDIAN RIVER COUNTY, FLORIDA, APPROVING A HIGHWAY MAINTENANCE MEMORANDUM OF AGREEMENT WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION FOR THE COUNTY ROAD 609/82<sup>ND</sup> AVENUE IMPROVEMENT PROJECT FROM 26<sup>TH</sup> STREET TO 69<sup>TH</sup> STREET AND AUTHORIZING THE CHAIRMAN TO EXECUTE THE AGREEMENT.**

**WHEREAS**, the State of Florida Department of Transportation (Department) proposes to construct and improve County Road 609/82<sup>nd</sup> Avenue from 26<sup>th</sup> Street to 69<sup>th</sup> Street, FM No. 230879-3-52-10, Section 88503500, (Project) in Indian River County, Florida; and

**WHEREAS**, upon acquisition of the needed right-of-way, the Department will proceed to construct the Project; and

**WHEREAS**, Indian River County (County) will continue to maintain the existing County owned roadway and right-of-way until the Department begins construction of the Project and the County will continue to be responsible for mowing and litter removal during construction of the Project; and

**WHEREAS**, following the final acceptance of the Project, the County shall be responsible for maintenance of the Project at its own cost and in accordance with Department standards; and

**WHEREAS**, the County, having duly considered the Highway Maintenance Memorandum Agreement,

**NOW THEREFORE, BE IT RESOLVED** by the Board of County Commissioners of Indian River County, Florida, that the Highway Maintenance Memorandum Agreement for County Road 609/82<sup>nd</sup> Avenue from 26<sup>th</sup> Street to 69<sup>th</sup> Street is hereby approved and the Chairman is authorized to execute the Agreement on behalf of the Board.

**BE IT FURTHER RESOLVED** that a certified copy of this Resolution be forwarded forthwith to the State of Florida Department of Transportation at 3400 W. Commercial Boulevard, Ft. Lauderdale, Florida 33309.

**RESOLUTION NO. 2019 - \_\_\_\_\_**

**THIS RESOLUTION** was moved for adoption by Commissioner \_\_\_\_\_, seconded by Commissioner \_\_\_\_\_, and adopted on this \_\_\_\_ day of February, 2019, by the following vote:

Chairman Bob Solari \_\_\_\_\_  
Vice-Chairman Susan Adams \_\_\_\_\_  
Commissioner Joseph E. Flescher \_\_\_\_\_  
Commissioner Peter D. O'Bryan \_\_\_\_\_  
Commissioner Tim Zorc \_\_\_\_\_

The Chairman declared the resolution duly passed and adopted this \_\_\_\_ day of February, 2019.

**BOARD OF COUNTY COMMISSIONERS  
OF INDIAN RIVER COUNTY, FLORIDA**

By: \_\_\_\_\_  
Bob Solari, Chairman

ATTEST: Jeffrey R. Smith, Clerk of Court and Comptroller

By: \_\_\_\_\_  
Deputy Clerk

APPROVED AS TO LEGAL FORM:

\_\_\_\_\_  
William K. DeBaal  
Deputy County Attorney

cc: Florida Department of Transportation  
3400 West Commercial Boulevard  
Fort Lauderdale, Florida 33309