

**RESOLUTION NO. R2023-XX**

**A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA, AUTHORIZING CITY STAFF TO ENTER INTO A COVENANT FOR MAINTENANCE WITH MIAMI DADE COUNTY FOR THE SPECIAL IMPROVEMENTS ALONG HARRIET TUBMAN HIGHWAY FROM NE 164 STREET TO NE 173 STREET; PROVIDING THE CITY MANAGER AND THE CITY ATTORNEY WITH THE AUTHORITY TO DO ALL THINGS NECESSARY EFFECTUATE THIS RESOLUTION; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, on October 18, 2022, the Miami-Dade Board of County Commissioners approved a Covenant for Maintenance between Miami-Dade County and the City of North Miami Beach for the special improvements along Harriet Tubman Highway from NE 164 Street to NE 173 Street; and

**WHEREAS**, the Department of Transportation and Public Works (DTPW) is widening Harriet Tubman Highway from NE 164th Street to NE 173rd Street and the City requested to include the installation of patterned crosswalks within the Miami-Dade County right-of-way; and

**WHEREAS**, the DTPW will build the improvements under project 20140020 – Harriet Tubman Highway from NE 164 Street to NE 173 Street in RIF District Three. The City of North Miami Beach will provide maintenance operations upon completion; and

**WHEREAS**, the Covenant for Maintenance provides assurances for the future continued maintenance, repair, and replacement of the improvements. The City will be solely responsible for the funding, operation, and maintenance of the patterned crosswalks within the Miami-Dade County right-of-way; and

**WHEREAS**, the City of North Miami Beach and Miami-Dade County desire to enter into a Covenant for Maintenance for the special improvements along Harriet Tubman Highway from NE 164 Street to NE 173 Street.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and City Commission of the City of North Miami Beach, Florida, that:

**Section 1.** The aforementioned recitals are true and correct and hereby incorporated.

**Section 2.** The City Commission hereby authorizes the City Manager or designee to execute a Covenant for Maintenance between Miami-Dade County and the City of North Miami Beach for the special improvements along Harriet Tubman Highway from NE 164 Street to NE 173 Street.

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**Section 3.** Upon execution of the Covenant for Maintenance, the City Commission hereby authorizes the City Manager or designee to execute an Interlocal Agreement between CRA and the City of North Miami Beach for current and future costs incurred under the Covenant for Maintenance for the special improvements along Harriet Tubman Highway from NE 164 Street to NE 173 Street.

**Section 3.** The City Commission hereby authorizes the City Manager and City Attorney with the authority to do all things necessary to effectuate this resolution.

**Section 4.** This Resolution shall become effective immediately upon its approval.

**APPROVED AND ADOPTED** by the City of North Miami Beach City Commission at the regular meeting assembled this **21<sup>st</sup> of March 2023**.

ATTEST:

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ANDRISE BERNARD, MMC  
CITY CLERK

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ANTHONY F. DEFILLIPO  
MAYOR

(CITY SEAL)

APPROVED AS TO FORM,  
LANGUAGE AND FOR EXECUTION

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HANS OTTINOT  
CITY ATTORNEY