

**CITY OF MIRAMAR  
PROPOSED CITY COMMISSION AGENDA ITEM**

**Meeting Date:** May 5, 2021

**Presenter's Name and Title:** Salvador Zuniga, City Engineer, on behalf of Engineering and Strategic Development

**Prepared By:** DuSean Grant

**Temp. Reso. Number:** R7393

**Item Description:** Temp. Reso. No. R7393, SUPPORTING THE CONVERSION OF COMPLETE STREET IMPROVEMENT PROJECTS ALONG MIRAMAR PARKWAY FROM SW 172<sup>ND</sup> AVE TO DYKES ROAD, INCLUDED IN THE BROWARD METROPOLITAN PLANNING ORGANIZATION'S ("MPO") COMPLETE STREETS MASTER PLAN ("CSMP"), TO BE DELIVERED THROUGH THE LOCAL AGENCY PROGRAM ("LAP"). *(Sponsored by Vice Mayor Yvette Colbourne)* (City Engineer Salvador Zuniga)

Consent ☒      Resolution ☐      Ordinance ☐      Quasi-Judicial ☐      Public Hearing ☐

**Instructions for the Office of the City Clerk:** Agreement to be signed on the Dais.

**Public Notice** – As Required by the Sec. \_\_\_\_\_ of the City Code and/or Sec. \_\_\_\_\_, Florida Statutes, public notice for this item was provided as follows: on \_\_\_\_\_, in a \_\_\_\_\_ ad in the \_\_\_\_\_; by the posting the property on \_\_\_\_\_ and/or by sending mailed notice to property owners within \_\_\_\_\_ feet of the property on \_\_\_\_\_. (Fill in all that apply)

**Special Voting Requirement** – As required by Sec. \_\_\_\_\_, of the City Code and/or Sec. \_\_\_\_\_ Florida Statutes, approval of this item requires a \_\_\_\_\_ (unanimous 4/5ths etc. vote of the City Commission.

**Fiscal Impact:** Yes ☒ No ☐

**REMARKS:** The project must be included in the City's Capital Improvement Program and the funds required to meet the City's financial obligations will need to be appropriated through the Annual Budget in the amounts of \$679,337 in FY 2025, and \$4,955,164 in FY 2027. All costs are reimbursable except for contingencies in the amount of \$399,610.

**Content:**

- **Agenda Item Memo from the City Manager to City Commission**
- **Resolution TR No. R7393**
  - **Exhibit "A": List of Projects**
- **Attachment(s)**
  - **Attachment 1: Location Map**
  - **Attachment 2: Resolution 19-130**



**CITY OF MIRAMAR  
INTEROFFICE MEMORANDUM**

**TO:** Mayor, Vice Mayor, & City Commissioners

**FROM:** Vernon E. Hargray, City Manager *[Signature]*

**BY:** Salvador Zuniga, City Engineer

**DATE:** April 29, 2021

**RE:** Temp. Reso. No. R7393, supporting the conversion of complete streets improvement projects along Miramar Parkway from SW 172<sup>nd</sup> Ave to Dykes Road, included in the Broward Metropolitan Planning Organization's ("MPO") Complete Streets Master Plan ("CSMP"), to be delivered through the Local Agency Program ("LAP")

**RECOMMENDATION:** The City Manager recommends approval of Temp. Reso. No. R7393, supporting the conversion of complete streets improvement project along Miramar Parkway from SW 172<sup>nd</sup> Ave to Dykes Road, included in the Broward Metropolitan Planning Organization's ("MPO") Complete Streets Master Plan ("CSMP"), to be delivered through the Local Agency Program ("LAP").

**ISSUE:** The Broward MPO has requested that the City adopt a new resolution of support converting projects that are funded through the CSMP to be delivered through LAP.

**BACKGROUND:** The Broward MPO adopted a Complete Streets Master Plan (CSMP) on February 14, 2019. The CSMP identifies proposed projects to be programmed for future funding by the MPO. The following project within Miramar is expected to be programmed for funding:

Location	From	To	Improvement**
Miramar Pkwy	SW 172 Ave	Dykes Road	Multimodal safety improvements

\*\*Bike lanes, pedestrian paths, furnishing zones, etc.

**DISCUSSION:** The City Commission previously approved Resolution 19-130 supporting this project. At a recent MPO Workshop, MPO staff informed attendees from various municipalities that moving forward all projects will be administered through the LAP initiative. This resolution, therefore, supersedes the funding structure and delivery system outlined in Resolution 19-130.

Previously the MPO provided full funding upfront to cover the cost of construction, design and Construction Engineering and Inspection ("CEI") services. Projects were also fully administered by the Florida Department of Transportation. The CSMP program is now being transitioned to LAP and Municipalities will now be responsible for providing project management services and upfront costs for design, CEI services.

**ANALYSIS:** MPO and FDOT will reimburse costs for design, construction and CEI on a determined frequency, typically quarterly, and starting on the fiscal year that the funding is programmed in the FDOT 5-year program. The City is responsible to cover any construction contingencies.

Project funding is not yet programmed but the following costs are anticipated:

**FY 25**

- Design - \$679,337

**FY 27**

- CEI - \$559,454
- Construction - \$3,996,100
- Contingency - \$399,610

All costs are fully reimbursable excluding contingency. The City will need to budget accordingly for these upfront costs.

Temp. Reso. No. R7393  
03/31/21  
04/28/21

**CITY OF MIRAMAR  
MIRAMAR, FLORIDA**

**RESOLUTION NO. \_\_\_\_\_**

**A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF MIRAMAR, FLORIDA, SUPPORTING THE CONVERSION OF COMPLETE STREET IMPROVEMENT PROJECT ALONG MIRAMAR PARKWAY FROM SW 172<sup>ND</sup> AVE TO DYKES ROAD, INCLUDED IN THE BROWARD METROPOLITAN PLANNING ORGANIZATION'S ("MPO") COMPLETE STREETS MASTER PLAN ("CSMP"), TO BE DELIVERED THROUGH THE LOCAL AGENCY PROGRAM ("LAP") ; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, the City of Miramar supports complete streets improvements within the City to provide safe pedestrian and bicycle pathways; and

**WHEREAS**, the Broward Metropolitan Planning Organization ("MPO") approved the Complete Streets Master Plan ("CSMP") on February 14, 2019; and

**WHEREAS**, the project listed in Exhibit "A" (the "Project") has been identified as a high-ranking project in the CSMP's list of recommendations; and

**WHEREAS**, a resolution from the City of Miramar Commission stating support for the Project is required by the MPO to establish funding eligibility; and

**WHEREAS**, federally funded projects off the state highway system are delivered using the federally mandated Local Agency Program (LAP) process; and

**WHEREAS**, the LAP program is reimbursement based as specified in the LAP agreement; and

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03/31/21  
04/28/21

**WHEREAS**, the City of Miramar commits to administer the project along Miramar Parkway listed in Exhibit “A” under the Local Agency Program (“LAP”) when the project is deemed eligible for funding; and

**WHEREAS**, the City of Miramar will have to commit to fund the upfront costs for design, Construction Engineering and Inspection (“CEI”) services, and construction to be then reimbursed per the requirements of LAP before the project along Miramar Parkway listed in Exhibit “A” is programmed for funding; and

**WHEREAS**, the City of Miramar will have to commit to program funding for construction contingency per the requirements of LAP before the project along Miramar Parkway listed in Exhibit “A” is programmed for funding; and

**WHEREAS**, the project along Miramar Parkway listed in Exhibit “A” will be constructed within the City’s right of way; and

**WHEREAS**, it is the responsibility of City of Miramar to maintain or coordinate the maintenance of the roadways after the completion of the project; and

**WHEREAS**, the City previously approved Resolution 19-130 expressing support for the project listed in Exhibit “A”; and

**WHEREAS**, this Resolution supersedes the funding structure and delivery system outlined in Resolution 19-130; and

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03/31/21  
04/28/21

**WHEREAS**, the City Manager recommends that the City Commission continue to support and approve the conversion of the project listed in Exhibit “A” to be delivered through LAP.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF MIRAMAR, FLORIDA AS FOLLOWS:**

**Section 1:** That the foregoing “**WHEREAS**” clauses are ratified and confirmed as being true and correct and are made a specific part of this Resolution.

**Section 2:** That the City supports the project listed in Exhibit “A”, and commits to operate under the requirements of LAP and coordinate with other Local Governments and Leading Agencies, where applicable, for improvements to be constructed within Miramar’s rights-of-way.

**Section 3:** That the City will have to commit to upfront costs for design, CEI services, and construction to be reimbursed per the requirements of LAP before the project along Miramar Parkway listed in Exhibit “A” is programmed for funding.

**Section 4:** That the City commits to program funding for construction contingencies per the requirements of LAP for the project along Miramar Parkway listed in Exhibit “A”.

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**Section 5:** That the appropriate City Officials are authorized to do all things necessary and expedient to carry out the aims of this Resolution.

**Section 6:** That this Resolution shall take effect immediately upon adoption.

Temp. Reso. No. R7393  
03/31/21  
04/28/21

**PASSED AND ADOPTED** this \_\_\_\_\_ day of \_\_\_\_\_, 2021.

\_\_\_\_\_  
Mayor, Wayne M. Messam

\_\_\_\_\_  
Vice Mayor, Yvette Colbourne

ATTEST:

\_\_\_\_\_  
City Clerk, Denise A. Gibbs

I HEREBY CERTIFY that I have approved  
this RESOLUTION as to form:

\_\_\_\_\_  
City Attorney,  
Austin Pamies Norris Weeks Powell, PLLC

<b><u>Requested by Vice Mayor Colbourne</u></b>	<b><u>Voted</u></b>
Commissioner Winston F. Barnes	_____
Commissioner Maxwell B. Chambers	_____
Vice Mayor Yvette Colbourne	_____
Commissioner Alexandra P. Davis	_____
Mayor Wayne M. Messam	_____

Reso. No. \_\_\_\_\_

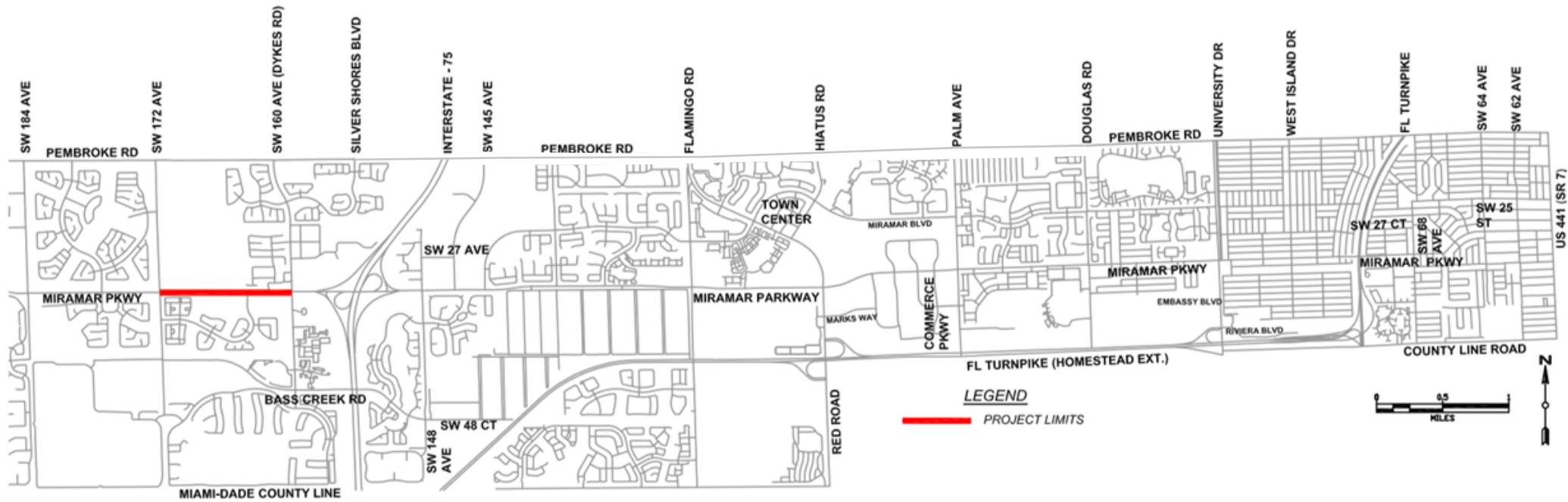


## EXHIBIT “A”

### List of Projects

Location	From	To	Improvement**
Miramar Pkwy	SW 172 Ave	Dykes Road	Multimodal safety improvements

# LOCATION MAP



Temp. Reso. No. R6966  
05/07/19  
05/14/19

**CITY OF MIRAMAR  
MIRAMAR, FLORIDA**

**RESOLUTION NO. 19-130**

**A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF MIRAMAR, FLORIDA, SUPPORTING COMPLETE STREET IMPROVEMENT PROJECTS, INCLUDED IN THE BROWARD METROPOLITAN PLANNING ORGANIZATION'S COMPLETE STREETS MASTER PLAN, ALONG MIRAMAR PARKWAY AND PEMBROKE ROAD; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, the City of Miramar supports complete streets improvements within the City to provide safe pedestrian and bicycle pathways; and

**WHEREAS**, the Broward Metropolitan Planning Organization ("MPO") adopted a Complete Streets Master Plan ("CSMP") on February 14, 2019; and

**WHEREAS**, the CSMP identified the projects listed in Exhibit "A" (the "Projects") for future programming and funding in the City of Miramar; and

**WHEREAS**, a resolution from the City Commission stating support for the Projects is required to establish funding eligibility; and

**WHEREAS**, the City endorses the Florida Department of Transportation's ("FDOT") fully administering the design and construction phases of the Project on the City's behalf, with the City's rights-of-way; and

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05/07/19  
05/14/19

**WHEREAS**, it is the responsibility of City to maintain or coordinate the maintenance of the roadways after the Projects are completed; and

**WHEREAS**, the City Manager recommends that the City Commission express its support for the Projects listed in Exhibit "A"; and

**WHEREAS**, the City Commission deems it to be in the best interest of the citizens and residents of the City of Miramar to support complete streets improvements along Miramar Parkway and Pembroke Road.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF MIRAMAR, FLORIDA AS FOLLOWS:**

**Section 1:** That the foregoing "**WHEREAS**" clauses are ratified and confirmed as being true and correct and are made a specific part of this Resolution.

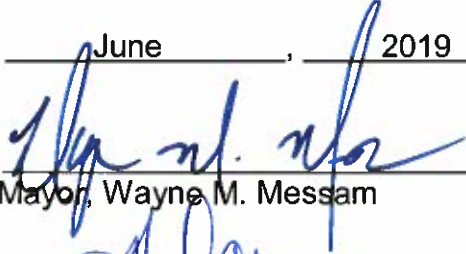
**Section 2:** That the City supports the MPO projects listed in Exhibit "A."

**Section 3:** That the appropriate City Officials are authorized to do all things necessary and expedient to carry out the aims of this Resolution.

Temp. Reso. No. R6966  
05/07/19  
05/14/19

**Section 4:** That this Resolution shall take effect immediately upon adoption.

**PASSED AND ADOPTED** this 12<sup>th</sup> day of June, 2019.

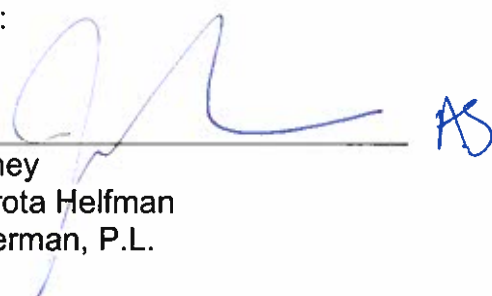
  
\_\_\_\_\_  
Mayor, Wayne M. Messam

  
\_\_\_\_\_  
Vice Mayor, Alexandra P. Davis

ATTEST:

  
\_\_\_\_\_  
City Clerk, Denise A. Gibbs

I HEREBY CERTIFY that I have  
approved this RESOLUTION  
as to form:

  
\_\_\_\_\_  
City Attorney  
Weiss Serota Helfman  
Cole & Bierman, P.L.

**Requested by Administration**

Commissioner Winston F. Barnes  
Commissioner Maxwell B. Chambers  
Commissioner Yvette Colbourne  
Vice Mayor Alexandra P. Davis  
Mayor Wayne M. Messam

**Voted**

Yes  
Absent  
Yes  
Yes  
Yes

# EXHIBIT A

## List of Projects

Location	From	To	Improvement
Pembroke Road	SW 145 Ave	Flamingo Rd	Multimodal safety improvements
Pembroke Road	Flamingo Rd	Douglas Rd	Multimodal safety improvements
Miramar Pkwy	SW 172 Ave	Dykes Rd	Multimodal safety improvements

**Certificate of Filing for a Resolution**

CERTIFICATE OF FILING

I, Denise A. Gibbs, as City Clerk of the City of Miramar, a Florida Municipal Corporation, hereby certify that this fully executed Resolution No. 19-130 was filed in the records of the City Clerk this \_\_\_\_ day of June, 2019.

A handwritten signature in blue ink, reading "Denise A. Gibbs", written over a horizontal line.

Print Name: Denise A. Gibbs

Print Title: City Clerk