

**RESOLUTION 2005 - 076**

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, TERMINATING ITS AGREEMENT WITH BROWARD COUNTY FOR TRAFFIC ENGINEERING SERVICES; PROVIDING FOR THE TRANSFER OF INVENTORY; PROVIDING INSTRUCTIONS TO THE TOWN CLERK; AUTHORIZING THE MAYOR, TOWN ADMINISTRATOR AND TOWN ATTORNEY TO EXECUTE ANY AND ALL DOCUMENTS NECESSARY TO EFFECTUATE THE TERMINATION; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, on December 14, 2000, the Town Council adopted Resolution No. 2001-12 approving an agreement between Broward County and the Town for traffic engineering services; and

**WHEREAS**, in part, the agreement transfers the Town's powers to regulate its roadways to Broward County; and

**WHEREAS**, some of the transferred powers include the right to establish speed limits, placement of traffic signage, and the creation of no truck through streets; and

**WHEREAS**, although Broward County's services were quite helpful when the Town originally incorporated, now that the Town has matured it wishes to control its own roadways; and

**WHEREAS**, in accordance with Section 7.2 of the Agreement, the Town wishes to provide Broward County with ninety day formal written notice of its intent to cancel its Traffic Engineering Agreement; and

**WHEREAS**, the Town Council has determined that it is in the best interest of the Town to regain control of its local roadways.

**NOW THEREFORE, BE IT RESOLVED** by the Town Council of the Town of Southwest Ranches, Florida:

**Section 1.** The above referenced recitals are true and correct and are incorporated herein by reference.

**Section 2.** The Town Council hereby terminates its Traffic Engineering Agreement with Broward County.

**Section 3.** In furtherance of Section 7.2 of the Agreement, Broward County shall transfer to the Town, through a Bill of Sale Absolute, its inventory of supplies,

materials, and equipment utilized in conjunction with the Town's roadways. At the Town Administrator's option, Broward County may make a lump sum payment to the Town in an amount equal to the value of the inventory in lieu of the transfer.

**Section 3.** At least ninety (90) days prior to October 1, 2005, the Town Clerk is hereby directed to send Broward County formal written notice that the Town is terminating its Traffic Engineering Agreement. Said notice shall be sent to Jihad El Eid, P.E., Director, Traffic Engineering, 2300 West Commercial Boulevard, Fort Lauderdale, Florida 33309.

**Section 4.** The Town Council hereby authorizes the Mayor, Town Administrator and Town Attorney to execute any and all documents necessary to effectuate the termination.

**Section 6.** That this Resolution shall become effective immediately upon its adoption.

**PASSED AND ADOPTED** by the Town Council of the Town of Southwest Ranches, Florida, this 9<sup>th</sup> day of June 2005, on a motion by Council Member Don Maines and seconded by Vice Mayor Forest Blanton.

Fink	<u>Y</u>
Knight	<u>Y</u>
Blanton	<u>Y</u>
Maines	<u>Y</u>
Nelson	<u>Y</u>

Ayes	<u>5</u>
Nays	<u>0</u>
Absent or Abstaining	<u>0</u>

ATTEST:

Shari Canada  
Shari Canada, Town Clerk

Mecca Fink  
Mecca Fink, Mayor

Approved as to Form and Correctness:

Gary A. Poliakoff  
Gary A. Poliakoff, J.D., Town Attorney

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