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CITY COUNCIL AGENDA ITEM REPORT

DATE: April 12, 2023

SUBMITTED BY: Jim McLellan, Public Works & Utilities

ITEM TYPE: Resolution

AGENDA SECTION: NEW BUSINESS BY DEPARTMENT HEADS, CITY ATTORNEY AND COUNCIL

SUBJECT: Resolution 23-41
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRADENTON, FLORIDA, APPROVING THE EXECUTION OF A STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION MAINTENANCE AGREEMENT FOR FENCING INSTALLATION UNDER THE SOUTHERN ABUTMENT OF THE HERNANDO DESOTO BRIDGE (SR 55); DESIGNATING THE MAYOR AS THE CITY'S AUTHORIZED REPRESENTATIVE TO SIGN THE MAINTENANCE AGREEMENT ON BEHALF OF THE CITY; PROVIDING FOR REPEAL OF RESOLUTIONS IN CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

SUGGESTED ACTION: Approval of Resolution and designating the Mayor as the authorized representative to execute the Fencing Maintenance and Installation Agreement on behalf of the City.

Is this item Quasijudicial?

No

Does this item require a public hearing?

No

EXPLANATION:

The city wishes to install chain link fencing under the southern abutment of the Desoto Bridge to secure the area. FDOT has agreed to allow the installation, but requires a Maintenance Agreement stipulating the City will be the maintenance entity to be formally adopted by the City Council via resolution.

FINANCIAL IMPACT:

The maintenance of the fencing will be covered under the Riverwalk Maintenance GL account in our annual budget.

ATTORNEY REVIEW/RECOMMENDATION:

City attorney has reviewed both the Resolution and the Agreement.

SUGGESTED MOTION:

Motion to approve Resolution 23-41 and designating the Mayor as the City's authorized representative to execute the Fencing and Installation Maintenance Agreement with the Florida Department of Transportation.

ATTACHMENTS:

[Resolution 23-41](#)