

## RESOLUTION

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF SARASOTA, FLORIDA APPROVING A UTILITY RELOCATION MASTER AGREEMENT WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION SO AS TO PROVIDE FOR THE CHANGE OR RELOCATION OF UTILITIES WHICH ARE LOCATED ON PROPERTY IN WHICH THE CITY OF SARASOTA HAS A COMPENSABLE INTEREST; AUTHORIZING THE EXECUTION OF THE UTILITY RELOCATION MASTER AGREEMENT ON BEHALF OF THE CITY OF SARASOTA; AUTHORIZING THE EXECUTION OF OTHER DOCUMENTS BY THE CITY ENGINEER; PROVIDING FOR THE CANCELLATION OF THE MASTER AGREEMENT BY RESOLUTION OF THE CITY COMMISSION; PROVIDING FOR THE READING OF THIS RESOLUTION BY TITLE ONLY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Florida Department of Transportation does, from time to time, request that the City of Sarasota authorize and approve utility relocation agreements pertaining to specific projects of the FDOT; and,

WHEREAS, each such agreement must be approved by the City Commission, by Resolution, and a contract prepared and executed for each project; and,

WHEREAS, the FDOT has proposed that the City Commission approve a Master Agreement, to be executed on behalf of the City of Sarasota, which will serve as a continuing basic contract document for all future utility relocations; and,

WHEREAS, the Master Agreement pertains to the relocation of utilities, ordered by the FDOT, when the utilities are to be relocated from property in which the City of Sarasota has a compensable interest; and,

WHEREAS, the Master Agreement provides that the City of Sarasota shall be reimbursed, by FDOT, for its costs incurred in the required relocation of utilities.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF SARASOTA, FLORIDA:

Section 1. The City Commission hereby approves and authorizes the execution of the Utilities Relocation Master Agreement, a copy of said Agreement being attached hereto, marked Exhibit "A", and which is made a part hereof by reference, and the Mayor and City Auditor and Clerk are hereby authorized to execute the same on behalf of the City of Sarasota.

Section 2. As to any other documentation pertaining to projects of the Florida Department of Transportation, which may in the future be submitted by that entity for execution on behalf of the City of Sarasota and which pertain to projects within the scope of the attached Utilities Relocation Master Agreement, the City Commission hereby authorizes Albert G. Eddy, City Engineer, to execute the same on behalf of the City of Sarasota.

Section 3. The approval and authorization granted hereby is conditioned on the right of the City Commission to subsequently, by Resolution, cancel the Utilities Relocation Master Agreement upon a determination that it is in the best interests of the City of Sarasota to approve and execute agreements for the relocation of utilities on a case by case basis. Should the City Commission cancel the Utilities Relocation Master Agreement, said cancellation shall not affect the rights of the parties thereto as the same pertain to any project of the Florida Department of Transportation which may then be in progress and not completed.

Section 4. The City Auditor and Clerk shall forward a certified copy of this Resolution to the State of Florida Department of Transportation.

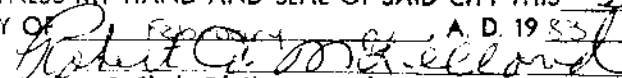
Section 5. This Resolution shall take effect immediately upon its adoption.

ADOPTED by the City Commission on reading by title only, after posting on the bulletin board at City Hall for at least three (3) days prior to adoption, as authorized by Article IV, Section 2(g), Charter of the City of Sarasota, Florida this 7th day of February, 1983.

  
MAYOR

ATTEST:

  
CITY AUDITOR AND CLERK

I ROBERT A. McLELLAND, CITY AUDITOR AND CLERK OF THE CITY OF SARASOTA, FLORIDA, DO HEREBY CERTIFY THAT THE ABOVE AND FOREGOING IS A TRUE AND CORRECT COPY OF THE ORIGINAL THEREOF ON FILE IN MY OFFICE. WITNESS MY HAND AND SEAL OF SAID CITY THIS 22nd DAY OF February, A. D. 1983.  
  
City Auditor & Clerk Of The City Of Sarasota, Florida