

RESOLUTION NO. 26-01-03

A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, ACKNOWLEDGING AND APPROVING AN AGREEMENT WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION FOR OFF-SYSTEM CONSTRUCTION AND MAINTENANCE RELATED TO RIGHT-OF-WAY ENCROACHMENTS ASSOCIATED WITH THE SR 5/US-1 MILL AND RESURFACE ROADWAY PROJECT; PROVIDING FOR AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Florida Department of Transportation ("FDOT") is undertaking a Mill and Resurface Roadway project identified as Project Number FM# 449738-1-52-01 along SR 5/US-1 from west of Venetian Boulevard to north of Executive Bay Club; and

WHEREAS, a portion of the project includes work on Old Highway in Islamorada, Florida, a roadway not on the State Highway System and owned and maintained by the Village of Islamorada; and

WHEREAS, in order to complete the project, FDOT must perform limited work within the Village's public right-of-way, including roadway tie-ins, sign relocation, asphalt harmonization, and installation of temporary silt fencing; and

WHEREAS, FDOT has requested that the Village formally acknowledge and accept these right-of-way encroachments through an Off-System Construction and Maintenance Agreement to allow construction activities to proceed; and

WHEREAS, the Village Council finds that the requested encroachments are temporary in nature, are necessary to ensure continuity of roadway surfaces, proper traffic control and signage, and compliance with applicable environmental and construction standards; and

WHEREAS, the Village Council further finds that it is in the best interest of the Village and

FDOT for FDOT to undertake and complete all aspects of the project, including design, construction, inspection, and related activities; and

WHEREAS, the agreement will result in no budgetary impact to the Village and no additional staff impact, and all disturbed areas within the Village's right-of-way will be restored in accordance with applicable standards upon completion of construction

NOW, THEREFORE, BE IT RESOLVED BY THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, AS FOLLOWS:

Section 1. Recitals. The above recitals are true and correct and incorporated into this Resolution by this reference.

Section 2. Approving the Concept. The Village Council hereby approves and acknowledges the agreement with the Florida Department of Transportation for Off-System Construction and Maintenance, including the acceptance of limited right-of-way encroachments necessary to complete the SR 5/US-1 Mill and Resurface Roadway Project.

Section 3. Authorization of Village Officials. The Village Manager and/or his designee and the Village Attorney are authorized to negotiate and execute an agreement with FDOT for the right-of-way encroachment which is consistent with the terms of this Resolution.

Section 4. Effective Date. This Resolution shall take effect immediately upon adoption.

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Motion to adopt by Deb Gillis, second by Sharon Mahoney.

FINAL VOTE AT ADOPTION

VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA:

Mayor Don Horton	Yes
Vice Mayor Sharon Mahoney	Yes
Councilman Steve Friedman	Yes
Councilwoman Deb Gillis	Yes
Councilwoman Anna Richards	Yes

PASSED AND ADOPTED ON THIS 6th DAY OF JANUARY, 2026.



DON HORTON, MAYOR

ATTEST:



MARNE MCGRATH, VILLAGE CLERK

APPROVED AS TO FORM AND LEGALITY
FOR THE USE AND BENEFIT OF
ISLAMORADA, VILLAGE OF ISLANDS ONLY



JOHN QUICK, VILLAGE ATTORNEY

