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**RESOLUTION NO. R2018-08**

**A RESOLUTION OF WELLINGTON, FLORIDA'S COUNCIL APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE A MEMORANDUM OF UNDERSTANDING WITH MEINSE LLC CONCERNING INSTALLING A TURNING LANE ON SOUTH SHORE BOULEVARD, CONSTRUCTING BRIDLE PATHS ON 40<sup>TH</sup> STREET AND CONSTRUCTING A CUL-DE-SAC AT 130<sup>TH</sup> AVENUE SOUTH; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, Meinse LLC is in the process of developing real property located at 4280 South Shore Boulevard (Exhibit A – Meinse Farm);

**WHEREAS**, in connection with the development of the Meinse Farm and to accommodate future growth, the Village of Wellington desires to acquire land to install a turning lane on the northbound side of South Shore Boulevard turning eastbound on Lake Worth Road (Exhibit B – Turning Lane Property). The Turning Lane Property is owned by Meinse and Meinse desires to dedicate such property to the Village of Wellington;

**WHEREAS**, in connection with the development of the Meinse Farm, Village of Wellington and Meinse desire that Village of Wellington convert the existing shell rock road on 40<sup>th</sup> Street between South Shore Boulevard and to approximately the 130<sup>th</sup> Avenue South cul-de-sac to a bridle path by closing the road to public vehicular traffic access. The Village of Wellington shall be responsible for constructing two gates/trailhead openings, one on 40<sup>th</sup> Street just east of South Shore Boulevard and one just north of the 130<sup>th</sup> Avenue South cul-de-sac (Exhibits C – Bridle Paths & 40<sup>th</sup> Street Gate);

**WHEREAS**, in connection with the development of the Meinse Farm, Meinse desires that a turnaround cul-de-sac be installed at the intersection of 40<sup>th</sup> Street and 130<sup>th</sup> Avenue South (Exhibit D – 130<sup>th</sup> Avenue South Cul-de-Sac). Meinse agrees to construct the cul-de-sac and turn over all the improvements in connection with the 130<sup>th</sup> Avenue South Cul-de-Sac to Village of Wellington, who will be responsible for all expenses, liabilities, costs and maintenance of same..

**NOW, THEREFORE, BE IT RESOLVED BY WELLINGTON, FLORIDA'S COUNCIL** that:

**SECTION 1.** The foregoing recitals are hereby affirmed and ratified as being true and correct.

**SECTION 2.** The Wellington Council hereby accepts and approves the Memorandum of Agreement in the form attached hereto as Exhibit A, and hereby authorizes the Mayor to execute the Memorandum of Agreement.

1       **SECTION 3.** Upon execution of the Memorandum of Understanding, Wellington  
2 Council accepts the Right-of-Way Deed for the Turning Lane Property.  
3

4       **SECTION 4.** Wellington Council authorizes Staff to construct two gates/trailhead  
5 openings, one on 40<sup>th</sup> Street just east of South Shore Boulevard and one just north of  
6 the 130<sup>th</sup> Avenue South cul-de-sac.  
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8       **SECTION 5.** Wellington Council authorizes Staff to accept the 130<sup>th</sup> Avenue  
9 South Cul-de-Sac improvements.  
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11       **SECTION 6.** This Resolution shall become effective immediately upon adoption.  
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13       **PASSED AND ADOPTED** this \_\_\_\_ day of \_\_\_\_\_, 2018.  
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18 **ATTEST:**

**WELLINGTON:**

19  
20  
21 By: \_\_\_\_\_  
22 Chevelle D. Nubin, Village Clerk  
23

By: \_\_\_\_\_  
Anne Gerwig, Mayor

24 **APPROVED AS TO FORM**  
25 **AND LEGAL SUFFICIENCY**  
26  
27

28 By: \_\_\_\_\_  
29 Laurie Cohen, Village Attorney  
30  
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