



## Legislation Text

---

File #: 18-1854, Version: 1

---

### ITEM: RESOLUTION NO. R2018-08 (MEINSE LLC MEMORANDUM OF AGREEMENT)

**A RESOLUTION OF WELLINGTON, FLORIDA'S COUNCIL 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.**

**REQUEST:** Approval of Resolution No. R2018-08 authorizing the execution of the Memorandum of Understanding between Meinse LLC and Village of Wellington.

**EXPLANATION:** Meinse LLC is in the process of developing real property located at 4280 South Shore Boulevard (Exhibit A - Meinse Farm).

The Resolution and Memorandum of Understanding is in connection with the development of the Meinse Farm and is intended to accommodate Village needs in the area of this development. The following is a brief description of the issues outlined in the documents:

#### Meinse Farm's responsibility

1. Meinse Farms requests the existing 40<sup>th</sup> Street shell rock road between South Shore Boulevard and the 130<sup>th</sup> Avenue South cul-de-sac be converted to a bridle path by closing the roadway to public vehicular traffic access. (Exhibit D - 130<sup>th</sup> Avenue South cul-de-sac).
2. Meinse desires to construct a cul-de-sac just south of the intersection of 40<sup>th</sup> Street and 130<sup>th</sup> Avenue South.
3. The Turning Lane Property is currently owned by Meinse and will be dedicated to the Village of Wellington.
4. Within 15 days from the installation of the gates and trailhead openings as depicted in Exhibit C, Meinse Farm shall dedicate and convey fee simple title to the Turning Lane Property to Village of Wellington by Right-of-Way Deed.

#### Village of Wellington's responsibility

1. 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). This shall occur within 180 days of the effective date of this agreement.
2. The Village of Wellington will be responsible for all future expenses, liabilities and maintenance of all the improvements in connection with the 130<sup>th</sup> Avenue South cul-de-sac once the construction has been accepted.
3. The Village of Wellington desires to acquire land to install a future right turning lane on northbound South Shore Boulevard turning eastbound on Lake Worth Road (Exhibit B - Turning Lane Property).
4. Village of Wellington shall be responsible for the recordation of the Right-of-Way Deed and the future construction of the turning lane onto Lake Worth Road from South Shore Boulevard.

Engineering and Legal staff have reviewed the proposed Memorandum of Agreement and recommend

approval.

**BUDGET AMENDMENT REQUIRED:** NO

**PUBLIC HEARING:** NO                      **QUASI-JUDICIAL:**

**FIRST READING:**                      **SECOND READING:**

**LEGAL SUFFICIENCY:** YES

**FISCAL IMPACT:**              Funded in Public Works operating budget.

**WELLINGTON FUNDAMENTAL:**              Responsive Government

**RECOMMENDATION:** Approval of Resolution No. R2018-08 authorizing the execution of the Memorandum of Agreement.