

RESOLUTION NO. 20-

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, APPROVING THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION REPORT OUTLINING THE IMPACTS AND MITIGATION PLAN OF THE HENRY E. KINNEY TUNNEL TOP PEDESTRIAN PLAZA PROJECT AND THE HENRY E. KINNEY TUNNEL REHABILITATION PROJECT, AND APPROVING THE AGREEMENT BETWEEN THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION AND THE CITY OF FORT LAUDERDALE REGARDING THE MITIGATION PLAN FOR THE HENRY E. KINNEY TUNNEL TOP PEDESTRIAN PLAZA PROJECT; PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

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WHEREAS, in 2014, the City of Fort Lauderdale, Florida, ("City") initiated a discussion with the State of Florida Department of Transportation ("FDOT") to integrate a park into FDOT's Henry E. Kinney Tunnel Rehabilitation project; and

WHEREAS, FDOT required that the City provide a historic preservation report and a Bridge Design Report ("BDR") which incorporated structural analysis assessments; and

WHEREAS, per the completed 2020 BDR, the recommended length of the pedestrian plaza is 117 feet; and

WHEREAS, the project includes the pedestrian plaza structure, raising of the intersection of Las Olas Boulevard and SE 6th Avenue, reconstruction of the north ventilation building, and landscape and hardscape of Tunnel Top Plaza and Laura Ward Riverwalk Plaza; and

WHEREAS, on January 22, 2020, the City's Parks, Recreation, and Beaches Advisory Board approved the project scope concepts and funding; and

WHEREAS, on May 15, 2020, the City Commission authorized the City Manager to forward communication to the FDOT, the City's commitment to fund \$10.6M for the construction of the Tunnel Top pedestrian plaza; and

WHEREAS, FDOT and the City have consulted with the Florida Division of Historical Resources (*FDHR*) pursuant to Chapter 267, Florida Statutes, and has determined that the project will have an adverse effect on the Henry E. Kinney Tunnel but the project will have no adverse effect to the Stranahan House; and

WHEREAS, the City and FDOT also engaged with the Stranahan House and the City's Historic Preservation Board for their input regarding effects as well as mitigation options; and

WHEREAS, the resolution provides the City's support of the project will be implemented in accordance with stipulations to mitigate the effects to the historic tunnel.

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

SECTION 1. That the above recitals are true and correct and incorporated into this Resolution by this reference.

SECTION 2. The City Commission of the City of Fort Lauderdale, Florida, hereby approves the State of Florida Department of Transportation Report outlining the impacts and mitigation plan for the Henry E. Kinney Tunnel Top Pedestrian Plaza project and the Henry E. Kinney Tunnel Rehabilitation project.

SECTION 3. The City Commission of the City of Fort Lauderdale, Florida, hereby approves the Agreement between the State of Florida Department of Transportation and the City of Fort Lauderdale regarding the mitigation plan for the Henry E. Kinney Tunnel Top Pedestrian Plaza project.

SECTION 4. That is any clause, section or other part of this Resolution shall be held invalid or unconstitutional by any court of competent jurisdiction, the remainder of this Resolution shall not be affected thereby, but shall remain in full force and effect.

SECTION 5. That this Resolution shall be in full force and effect upon final passage and adoption.

ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, 2020.

ATTEST:

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Mayor  
DEAN J. TRANTALIS

\_\_\_\_\_  
City Clerk  
JEFFREY A. MODARELLI