

**RESOLUTION NO. 2023-07**

**A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF ESTERO, FLORIDA, REQUESTING STATE FUNDING FOR A PROJECT KNOWN AS SANDY LANE BICYCLE AND PEDESTRIAN IMPROVEMENTS; AUTHORIZING THE VILLAGE MANAGER AND VILLAGE AGENTS TO TAKE ALL ACTIONS NECESSARY TO APPLY FOR AND OBTAIN FUNDS FROM THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION AND THE STATE LEGISLATURE; MAKING RELATED FINDINGS; PROVIDING FOR SEVERABILITY AND FOR AN EFFECTIVE DATE.**

**WHEREAS**, the Florida Constitution and Charter of the Village of Estero, permit the Village to provide for the health, safety and welfare of its citizenry; and

**WHEREAS**, the Village's Comprehensive Plan encourages the development of recreational facilities and opportunities for residents; and

**WHEREAS**, the provision of bicycle and pedestrian facilities is consistent with the Village's Comprehensive Plan goals and expansion of such facilities wherever financially feasible is a goal of the Village Council; and

**WHEREAS**, State of Florida's statewide objectives also include the provision of recreational opportunities and facilities, both directly and by funding local infrastructure efforts; and

**WHEREAS**, the State and Village also have policy goals to improve bicycle and pedestrian safety through the installation, improvement and expansion of bicycle and pedestrian facilities; and

**WHEREAS**, as the Village continues to grow with new residential development continuing to come on line with residents seeking adequate bicycle and pedestrian facilities to meet the transportation and recreational needs of their families; and

**WHEREAS**, the State has funding opportunities whereby State funds are available to assist local governments in the establishment, improvement and expansion of bicycle and pedestrian facilities; and

**WHEREAS**, the Village wishes to obtain funding assistance from the Florida Department of Transportation and the State Legislature to allow the Village to accelerate and expand its efforts to provide for quality, safe bicycle and pedestrian facilities; and

**WHEREAS**, the Council finds the adoption of this Resolution to be in the best interest of the Village and its citizens.

**NOW THEREFORE, BE IT RESOLVED BY THE VILLAGE COUNCIL OF THE VILLAGE OF ESTERO, FLORIDA, THAT:**


1. The Village Council for the Village of Estero hereby respectfully requests State funding assistance for the Sandy Lane Bicycle and Pedestrian Improvements Project (the Project).
2. The Village Manager, through staff and/or agents of the Village, is hereby authorized to file applications or requests for funding with State of Florida Department of Transportation, the Florida Legislature, and any other State agency for funding for the Project; and to take any actions necessary to obtain funding, including without limitation, execution of any agreements or assurances that may be required.

**BE IT FURTHER RESOLVED** that if any section, subsection, sentence, clause, provision or word of this Resolution is held unconstitutional or otherwise legally invalid, same shall be severable and the remainder of this Resolution shall not be affected by such invalidity, such that any remainder of the Resolution shall withstand any severed provision, as the Village Council would have adopted the Resolution even absent the invalid part.

**BE IT FURTHER RESOLVED** that this Resolution shall take effect immediately upon adoption.

**DULY ADOPTED** with a quorum present and voting this 5<sup>th</sup> day of April, 2023.

**Attest.**

  
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Carol Sacco, Village Clerk  
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Jon McLain, Mayor