

RESOLUTION NO. 1922-05

**A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF WINTER PARK, FLORIDA TO SUPPORT ORANGE COUNTY IN IMPLEMENTING THE FLORIDA DEPARTMENT OF TRANSPORTATION'S EFFORTS TO SECURE THE FUNDING NECESSARY TO PLAN, DESIGN, ACQUIRE RIGHT-OF-WAY, CONSTRUCT AND OPERATE A COMMUTER RAIL SYSTEM TO BE OPERATED ON CSXT'S "A" LINE, RUNNING FROM VOLUSIA COUNTY THROUGH SEMINOLE AND ORANGE COUNTY AND TERMINATING IN OSCEOLA COUNTY.**

**WHEREAS**, the Florida Department of Transportation (herein the "Department") has undertaken and is completing an Environmental Assessment associated with a 61-mile commuter rail line running from Deland (Volusia County) to Poinciana (Osceola County); and

**WHEREAS**, the Department has initiated negotiations with CSX Corporation (herein "CSXT") concerning the acquisition of sufficient rights to utilize a portion of the CSXT's "A" line railroad that runs through Volusia County, Seminole County, Orange County and Osceola County for a commuter rail service that will serve each of said counties through the development of stations along the "A" line (herein "Commuter Rail Service"); and

**WHEREAS**, the Department is in the process of making application to the Federal Transit Administration for grant funds, commonly referred to as New Starts Funding to provide a portion of the funds necessary for the planning, design, right-of-way acquisition, construction, station design and construction and operation of the proposed Commuter Rail Service (herein "Commuter Rail Project"); and

**WHEREAS**, the Department has developed a preliminary Commuter Rail Cost Allocation Analysis for station and non-station costs (based on a station and distance model) for the proposed system; and

**WHEREAS**, it is anticipated that the federal grant funding available will require a 50/50 match of federal funds with non-federal funds and it further anticipated that the non-federal share match will be equally shared between the Department and the counties that will directly benefit from the Commuter Rail Project; and

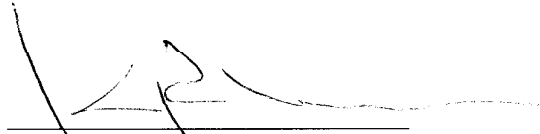
**WHEREAS**, the Commuter Rail Project will greatly benefit all of the citizens of the Central Florida region and in particular the City of Winter Park and Orange County

and in consideration of the funds needs and the benefits to be realized in the City of Winter Park.

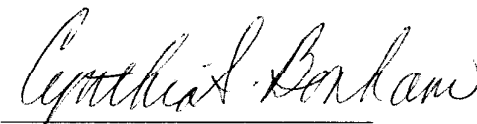
**NOW, THEREFORE**, be it resolved by the City Commission of the City of Winter Park, Florida as follows:

1. The City of Winter Park, by and through its City Commission hereby commit to support the Department's efforts to secure the funding necessary to plan, design, acquire right-of-way, construct and operate a Commuter Rail System to be operated on CSXT's "A" line running from Volusia County, through Seminole and Orange County and terminating in Osceola County provided that the Commuter Rail Project obtain the relocation of CSXT freight trains off the "A" line during the hours from the beginning of commuter rail service each morning to the end of commuter rail service each night (approximately 5:30 a.m. to 10 p.m.).
2. The City of Winter Park agrees to the plan and concept presented by the Department to the City Commission on August 8, 2005 and agrees to participate in the funding of the Department's Commuter Rail project by providing an appropriate share of the Orange County obligation as may in the future be agreed by the City of Winter Park.

**ADOPTED** at a regular meeting of the City Commission of the City of Winter Park, Florida, held at City Hall, Winter Park, Florida, on the 8th day of August, 2005.



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Kenneth R. Marchman, Mayor

Attest:   
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Cynthia S. Bonham, City Clerk