



CITY OF FORT LAUDERDALE
City Commission Agenda Memo
REGULAR MEETING

#25-0077

TO: Honorable Mayor & Members of the
Fort Lauderdale City Commission

FROM: Rickelle Williams, City Manager

DATE: April 15, 2025

TITLE: Resolution Approving a Twenty-first Amendment to the Landscape Maintenance Memorandum of Agreement for State Road A1A with the Florida Department of Transportation for Landscape Improvements within the Right-of-Way of State Road A1A and Assumption of Liability and Hold Harmless Agreement with P66 Commons, LLC - (**Commission District 4**)

Recommendation

Staff recommends the City Commission adopt a resolution approving and authorizing the execution of an amendment to the Landscape Maintenance Memorandum of Agreement for State Road A1A (SE 17th Street) with the Florida Department of Transportation for improvements within the right-of-way of State Road A1A between Mile Post 1.233 to Mile Post 1.492, and Assumption of Liability and Hold Harmless Agreement with P66 Commons, LLC (Pier 66), in substantially the form attached.

Background

The City of Fort Lauderdale seeks to amend a Landscape Maintenance Memorandum of Agreement (MMOA) with the Florida Department of Transportation (FDOT) for the purpose of the City maintaining the landscape improvements within the right-of-way on State Road A1A, as shown on the location map attached as Exhibit 3. The MMOA includes provisions allowing the City to construct landscape improvements or to modify an improvement on State Road A1A, a major transportation corridor, in accordance with the plans attached to the agreement.

P66 Commons, LLC (Pier 66) is a significant property owner with major residential, commercial and mixed-use developments adjacent to the subject right-of-way. The landscape improvements within the right-of-way serve to enhance area aesthetics and augment the substantial investment made by Pier 66 to improve its property. Pier 66 desires to assume responsibility for modifying, constructing and maintaining the landscape improvements within the right-of-way.

If approved, the City will amend this MMOA with FDOT as FDOT cannot directly enter into such a maintenance agreement with private property owners, such as Pier 66, that are pursuing landscape improvements. The City will subsequently enter into an

Assumption of Liability and Hold Harmless Agreement with Pier 66 to enable Pier 66 to improve and maintain the landscape improvements, at its sole expense. The Assumption of Liability and Hold Harmless Agreement between the City and Pier 66 will transfer responsibility associated with the MMOA to Pier 66, or its successors or assigns to construct and maintain the improvements installed by them within FDOT right of way in accordance with the agreement at no cost to the City. The Assumption of Liability and Hold Harmless Agreement and MMOA shall remain in full effect until terminated by mutual agreement between the City, FDOT and Pier 66, or their successors, or by the removal of all landscape improvements included in the MMOA.

Resource Impact

There is no fiscal impact associated with this action.

Strategic Connections

This item supports the *Press Play Fort Lauderdale 2029* Strategic Plan, specifically advancing:

- The Public Places Area, Goal: Build a beautiful and welcoming community

This item advances the *Fast Forward Fort Lauderdale 2035* Vision Plan: We Are Ready

Attachments

Exhibit 1 – Landscape Maintenance Memorandum of Agreement

Exhibit 2 – Assumption of Liability and Hold Harmless Agreement

Exhibit 3 – Location Map

Exhibit 4 – Resolution

Prepared by: Morgan Dunn, Acting Division Manager, Transportation and Mobility

Acting Department Director: Milos Majstorovic, MSCE, PE, Transportation and Mobility