



CITY OF FORT LAUDERDALE
City Commission Agenda Memo
REGULAR MEETING

#24-0352

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

FROM: Greg Chavarria, City Manager

DATE: April 16, 2024

TITLE: Resolution Approving a Landscape Maintenance Memorandum of Agreement for State Road 5 (US 1/Federal Highway) with the Florida Department of Transportation for Landscape Improvements within the Right-of-Way of State Road 5 (US 1 /Federal Highway) and an Assumption of Liability and Hold Harmless Agreement with Pawacqco Holdings 5 LLC - **(Commission District 4)**

Recommendation

Staff recommends the City Commission adopt a resolution approving and authorizing the execution of a Landscape Maintenance Memorandum of Agreement for State Road 5 (US 1/Federal Highway) with the Florida Department of Transportation for improvements within the right-of-way of State Road 5 between Mile Post 10.135 to Mile Post 10.161 and an Assumption of Liability and Hold Harmless Agreement, in substantially the form attached, with Pawacqco Holdings 5 LLC.

Background

The City of Fort Lauderdale (City) will enter into a Landscape Maintenance Memorandum of Agreement (MMA) (Exhibit 1) 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 5. The MMA includes provisions allowing the City to construct additional landscape improvements or to modify an improvement on State Road 5 from Mile Post 10.135 to Mile Post 10.161, in accordance with the plans attached as Exhibits "A" and "B" to the agreement. The Assumption of Liability and Hold Harmless Agreement (Agreement) between the City and Pawacqco Holdings 5 LLC, passes the costs associated with the MMA to Pawacqco Holdings 5 LLC. Pawacqco Holdings 5 LLC agrees to assume the City's obligation to maintain the improvements installed by them, in the right of way in accordance with the agreement.

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 Connected.

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, Program Manager, Transportation and Mobility

Department Director: Ben Rogers, Transportation and Mobility