



**CITY OF FORT LAUDERDALE
City Commission Agenda Memo
REGULAR MEETING**

#14-1271

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

FROM: Lee R. Feldman, ICMA-CM, City Manager

DATE: November 4, 2014

TITLE: Revocable License with Performing Arts Center Authority to maintain drainage control structure and to install and maintain private improvements, amphitheater area, at the Broward County Performing Arts Center located at 201 SW 5 Avenue.

Recommendation

It is recommended that the City Commission approve a motion to authorize execution of a Revocable License with Performing Arts Center Authority to maintain the following within City right-of-way (R.O.W.):

- An existing drainage control structure, a portion of which is located on Performing Arts Center Authority's property (within the vacated utility easement area), and a portion of said drainage control structure is located in City right-of-way (SE 5th Avenue)
- An expansion to the BCPA's existing amphitheater which expansion will encroach within City right-of-way commonly referred to as the Riverwalk.

Background

The City Commission adopted Resolution No. 12-128 on July 10, 2012 vacating an utility easement subject to the City and Performing Arts Center Authority entering into a Revocable License for maintenance, use, repair and replacement of said existing drainage control structure together with an out-flow 36-inch drainage pipe and concrete area leading to the drainage control structure. Resolution 12-128 is attached as Exhibit 2.

The amphitheater expansion is located adjacent to the Performance Arts Center, East of SW 5 Avenue. The amphitheater expansion was reviewed and approved by City staff subject to entering into a Revocable License for installation, maintenance and repair for the expansion area encroaching into the City right-of-way.

A copy of the Revocable License is attached as Exhibit 3.

Resource Impact: There is no fiscal impact to the City.

Strategic Connections:

This item is a *Press Play Fort Lauderdale Strategic Plan* initiative, included within the Business Development Cylinder of Excellence, specifically advancing:

Goal 7: Be a well-positioned City within the global economic and tourism markets of the South Florida region, leveraging our airports, port, and rail connections.

Objective 2: Facilitate a responsive and proactive business climate.

This item advances the *Fast Forward Fort Lauderdale 2035* Vision Plan: We are Prosperous.

Attachments: Exhibit 1 – Location Map

Exhibit 2 – Resolution 12-128

Exhibit 3 – Revocable License

Prepared by: Alex Scheffer, P.E., Urban Design Engineer

Department Director: Greg Brewton, Sustainable Development