



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

#20-0237

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

FROM: Chris Lagerbloom, ICMA-CM, City Manager

DATE: May 19, 2020

TITLE: Resolution Approving a Maintenance Memorandum of Agreement Inclusive Agreement for State Road 5 (US1) with the Florida Department of Transportation for Landscape Improvements Within the Right-of-Way of State Road 5 (US1) and Assumption of Liability and Hold Harmless Agreement with Las Olas Walk Owner, LP – **(Commission District 4)**

Recommendation

It is recommended that the City Commission adopt a resolution authorizing the City Manager to execute a Maintenance Memorandum of Agreement Inclusive Agreement for State Road 5 (US1) with the Florida Department of Transportation for landscape improvements within the right-of-way of State Road 5 (US1) between Mile Post 10.161 to Mile Post 10.272 and an Assumption of Liability and Hold Harmless Agreement, with Las Olas Walk Owner, LP, in substantially the form attached and approval by the City Attorney's Office as to the manner of execution of the agreement by the parties.

Background

The City of Fort Lauderdale (City) will enter into a Landscape Inclusive 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 (US 1). The MMA includes provisions allowing the property owner, Las Olas Walk Owner, LP, to construct additional landscape improvements or to modify an improvement on State Road 5 (US 1) from Mile Post 10.161 to Mile Post 10.272, and in accordance with the plans attached as Exhibits "A" and "B" to the agreement. The Assumption of Liability and Hold Harmless Agreement (Agreement) (Exhibit 2) between the City and Las Olas Walk Owner, LP, passes the costs associated with the MMA to Las Olas Walk Owner, LP. Las Olas Walk Owner, LP 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 2024 Strategic Plan*, specifically advancing:

- The Public Places Focus Area
- Goal 3: Build a healthy engaging community.
- Objective 3: Enhance the City's identity through public art, well maintained green spaces, and streetscapes.

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

Attachments

Exhibit 1 - Maintenance Memorandum of Agreement

Exhibit 2 - Assumption of Liability and Hold Harmless Agreement

Exhibit 3 - Resolution

Prepared by: Laura Morton, Transportation and Mobility

Department Director: Ben Rogers, Transportation and Mobility