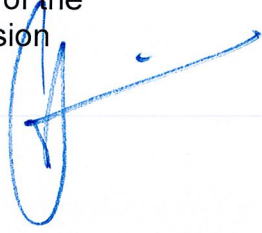




**CITY OF FORT LAUDERDALE
City Commission Agenda Memo
REGULAR MEETING**

#22-1123

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

FROM: Greg Chavarria, City Manager 

DATE: December 20, 2022

TITLE: **REVISED – R-4** - Resolution Approving and Authorizing the Execution of an Eighteenth (18th) Amendment to the Landscape Inclusive Maintenance Memorandum of Agreement for State Road A1A (Seabreeze Boulevard) with the Florida Department of Transportation for Improvements Within the Right-of-Way of State Road A1A (Seabreeze Boulevard) and Assumption of Liability and Hold Harmless Agreement with TRR Bahia Mar Marine **Marina** Village, LLC, and Rahn Bahia Mar, L.L.C. - **(Commission District 2)**

Recommendation

Staff recommends the City Commission adopt a resolution approving and authorizing the execution of an Eighteenth Amendment to the Landscape Inclusive Maintenance Memorandum of Agreement for State Road A1A (Seabreeze Boulevard) with the Florida Department of Transportation (FDOT) for improvements within the right-of-way of State Road A1A (Seabreeze Boulevard) between Mile Post 2.396 to Mile Post 2.487 and an Assumption of Liability and Hold Harmless Agreement, in substantially the form attached, with TRR Bahia Mar Marine **Marina** Village, LLC, (“TRR”) and Rahn Bahia Mar, L.L.C. (“Rahn”).

Background

The City of Fort Lauderdale (City) entered to 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 of State Road A1A (Seabreeze Boulevard), on January 31, 2008.

The eighteenth amendment to the MMOA (Exhibit 1) includes provisions to permit the construction of additional landscape improvements or to modify an improvement on State Road A1A (Seabreeze Boulevard) from Mile Post 2.396 to Mile Post 2.487, 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 TRR and Rahn passes the maintenance responsibility and costs associated with the MMOA to TRR and Rahn. TRR and Rahn agree 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 and engaging community.
- Objective: 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 Here

Attachments

Exhibit 1 - Amendment Number Eighteen (18) to the Landscape Maintenance Memorandum of Agreement

Exhibit 2 - Assumption of Liability and Hold Harmless Agreement

Exhibit 3 - Resolution

Prepared by: Ben Rogers, Director, Transportation and Mobility

Department Director: Ben Rogers, Transportation and Mobility