

RESOLUTION NO. 24-

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, APPROVING AND AUTHORIZING EXECUTION OF AMENDMENT NUMBER SEVEN (7) TO THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION DISTRICT FOUR (4) LANDSCAPE MAINTENANCE MEMORANDUM OF AGREEMENT WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION, FOR INSTALLATION AND MAINTENANCE OF LANDSCAPE IMPROVEMENTS WITHIN THE RIGHT-OF-WAY OF STATE ROAD 838 (SUNRISE BOULEVARD); PROVIDING FOR CONFLICTS, PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, on December 12, 2007, the City of Fort Lauderdale, Florida ("City") entered into a District Four Landscape Maintenance Memorandum of Agreement ("MMOA") with the Florida Department of Transportation ("FDOT") for the installation and maintenance of landscape improvements within the right-of-way on State Road 838 (Sunrise Boulevard); and

WHEREAS, the City and FDOT agree to enter into a Seventh Amendment to the MMOA for the purpose of adding additional landscape improvements, including median fencing and a swing gate, to be installed in accordance with the plans and specifications of the MMOA; and

WHEREAS, because State Road 838 is an FDOT right-of-way, authorization for this work must be permitted by FDOT; and

WHEREAS, FDOT requires the City to enter into Amendment Number Seven (7) to the MMOA, to increase the City's maintenance responsibilities within the project limits along State Road 838;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA:

SECTION 1. That the City Commission of the City of Fort Lauderdale, Florida, hereby approves and authorizes the execution of Amendment Number Seven (7) to the State of Florida Department of Transportation District Four (4) Landscape Maintenance Memorandum of Agreement for the installation and maintenance of landscape improvements within the right-of-way on State Road 838 (Sunrise Boulevard).

SECTION 2. That the Office of the City Attorney shall review and approve as to form all documents prior to their execution by the City Manager or their designee.

SECTION 3. That all resolutions or parts of resolutions in conflict herewith are hereby repealed to the extent of such conflict.

SECTION 4. That if any clause, section, or other part of this Resolution shall be held by any court of competent jurisdiction to be unconstitutional or invalid, such unconstitutional or invalid part shall be considered as eliminated and in no way affecting the validity of the other provisions of this Resolution.

SECTION 5. That this Resolution shall be in full force and effect upon its adoption.

ADOPTED this _____ day of _____, 2024.

Mayor
DEAN J. TRANTALIS

ATTEST:

City Clerk
DAVID R. SOLOMAN

Dean J. Trantalis _____

John C. Herbst _____

APPROVED AS TO FORM:
AND CORRECTNESS:

Steven Glassman _____

Pamela Beasley-Pittman _____

City Attorney
THOMAS J. ANSBRO

Warren Sturman _____