

**DOCUMENT ROUTING FORM**

P(11) ✓ 6/7/13 <sup>CMU 6/4/2012</sup>  
① 11 orig's

NAME OF DOCUMENT: MEMORANDUM OF UNDERSTANDING (MOU) BETWEEN SOUTH FLORIDA REGIONAL TRANSPORTATION AUTHORITY / BROWARD COUNTY / DEPARTMENT OF TRANSPORTATION; WAVE MODERN STREETCAR PROJECT

Approved Comm. Mtg. on MAY 21, 2013 CAR#13-0594

ITEM:  M - 13  PH -  O -  R-

Routing Origin:  CAO  ENG.  COMM. DEV.  OTHER \_\_\_\_\_

Also attached:  copy of CAR  copy of document  ACM Form  # \_\_\_\_\_ originals

By: \_\_\_\_\_ forwarded to: \_\_\_\_\_  
Initials

1/27/14  
Processed  
original

1.) Approved as to Content: *Diana Clarkon*  
Department Director 5-31-13

Capital Improvements defined as having a life of at least 10 years and a cost of at least \$50,000 and shall mean improvements to real property (land, buildings, fixtures) that add value and/or extend useful life, inc. major repairs such as roof replacement, etc. Term "Real Property" include: land, real estate, realty, real.

Please Check the proper box: CIP FUNDED  YES  NO  
Capital Improvement Projects

2.) Approved as to Funds Available: by *Daugate Wood* Date: 6-3-13  
Finance Director

No fiscal impact at this time

Amount Required by Contract/Agreement \$ \_\_\_\_\_ Dept./Div. \_\_\_\_\_

FUNDING SOURCE: Index/Sub-object \_\_\_\_\_ Project # \_\_\_\_\_

3.) City Attorney's Office: Approved as to Form # \_\_\_\_\_ Originals to City Mgr. By: \_\_\_\_\_

Harry A. Stewart \_\_\_\_\_ Cole Copertino \_\_\_\_\_ Robert B. Dunckel XX  
Ginger Wald \_\_\_\_\_ D'Wayne Spence \_\_\_\_\_ Paul G. Bangel \_\_\_\_\_  
Carrie Sarver \_\_\_\_\_ DJ Williams-Persad \_\_\_\_\_

4.) Approved as to content: Assistant City Manager:

By: \_\_\_\_\_ Stanley Hawthorne, Assistant City Manager By: \_\_\_\_\_ Susanne Torriente, Assistant City Manager

5.) City Manager: Please sign as indicated and forward # 11 originals to Mayor.

6.) Mayor: Please sign as indicated and forward # \_\_\_\_\_ originals to Clerk.

7.) To City Clerk for attestation and City seal.

6/7

**INSTRUCTIONS TO CLERK'S OFFICE**

8.) City Clerk:   
 Copy of do   
 Attach \_\_\_\_\_  
SASHARONDRVT&M FACILITY/CAM 13-522/2013

**\*\*RETURN ORIGINALS TO BOB DUNCKEL FOR TRANSMITTAL TO SFRTA, FDOT & BROWARD COUNTY FOR EXECUTION\*\***

EESEN

PCC



**Memorandum #13-86**

DATE: 10/10/13

TO: Jonda Joseph, City Clerk

FROM: Diana Alarcon, Transportation and Mobility Director *DMA*

SUBJECT: Memorandum of Understanding for Use of Right of Ways for the Wave Streetcar Project between South Florida Regional Transportation Authority, Broward County and Florida Department of Transportation (FDOT)

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Please find attached one (1) fully executed certified copy of the subject agreement along with the associated document routing form.

The original for the City was lost in the mail when sent by the County.

Please call me at 954-828-3764 if you have any questions.

Thank you.

Attachment

cc: Robert Dunckel, Assistant City Attorney

CITY CLERK

2013 OCT 11 PM 6:29

SOUTH FLORIDA REGIONAL TRANSPORTATION AUTHORITY  
GOVERNING BOARD MEETING: APRIL 26, 2013

AGENDA ITEM REPORT

Consent  Regular

MEMORANDUM OF UNDERSTANDING BETWEEN SOUTH FLORIDA REGIONAL  
TRANSPORTATION AUTHORITY, BROWARD COUNTY, FLORIDA DEPARTMENT OF  
TRANSPORTATION, AND CITY OF FORT LAUDERDALE REGARDING WAVE MODERN  
STREETCAR PROJECT PROPERTY

MOTION TO APPROVE:

(A) The Memorandum of Understanding (MOU) between South Florida Regional Transportation Authority (SFRTA), Broward County, Florida Department of Transportation (FDOT), and the City of Fort Lauderdale regarding Wave Modern Streetcar Project property in substantially the form provided; and

(B) Delegated Authority to the SFRTA Chair to finalize and execute the MOU for transmittal to the Federal Transit Administration (FTA) on behalf of SFRTA.

SUMMARY EXPLANATION AND BACKGROUND:

The Wave Modern Streetcar project (Project) will be an approximately 2.7-mile electric modern streetcar system located in the Downtown City of Fort Lauderdale (Phase 1).Phase 1A of the Project is approximately 1.42 miles and is the phase to be constructed using the TIGER Grant.

SFRTA was awarded a Transportation Investment Generating Economic Recovery (TIGER) Grant from the FTA, in June, 2012 for Phase 1A of the Project. As a condition of the TIGER Grant, FTA is requiring that the parties enter into an agreement evidencing their commitment to providing the necessary access, availability and usage of their respective interests in the Project property. This includes long-term access to State, County and City road right of way (ROW), as well as, the Wave Maintenance Facility.

Department: Planning & Capital Development  
Project Manager: William L. Cross, P.E.

Department Director: Daniel R. Mazza, P.E.  
Procurement Director: Christopher Bross

FISCAL IMPACT: SFRTA shall have no obligation to fund the costs of any capital improvements.

EXHIBIT ATTACHED: Exhibit 1- MOU for the Wave Modern Streetcar Project Property

MEMORANDUM OF UNDERSTANDING BETWEEN SOUTH FLORIDA REGIONAL  
TRANSPORTATION AUTHORITY, BROWARD COUNTY, FLORIDA DEPARTMENT OF  
TRANSPORTATION, AND CITY OF FORT LAUDERDALE REGARDING WAVE MODERN  
STREETCAR PROJECT PROPERTY

Recommended by: *Daniel Mays* 4/18/13  
Department Director Date

Approved by: *[Signature]* 4/18/13  
Contracts Director Date

Authorized by: *Joseph L. ...* 4/18/13  
Executive Director Date

Approved as to Form by: *[Signature]* 4-18-13  
General Counsel Date

**TRUE COPY**

**APPROVED BY SFRTA**

**GOVERNING BOARD ON: 4/26/13**

**RECORDING SECRETARY**

*[Signature]*  
**DIANELYS HERNANDEZ DEL CALVO**

Board Action:

Approved:  Yes  No

Vote:  Unanimous

Amended Motion:

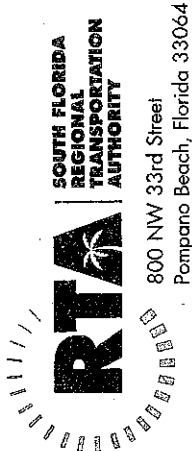
Commissioner Steven L. Abrams	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Commissioner Bruno Barreiro	<u>ABSENT</u> No
James A. Cummings	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Frank Frione	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Marie Horenburger	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No

Commissioner Kristin Jacobs	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Nick A. Inamdar	<u>ABSENT</u> No
George A. Morgan, Jr.	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
James A. Wolfe, P.E.	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No

**RECEIVED**

OCT 9 2013

**CITY OF FT. LAUDERDALE  
TRANSPORTATION AND  
MOBILITY DEPARTMENT**



RECEIVED

OCT 09 2013

CITY OF FT. LAUDERDALE  
PARKING SERVICES

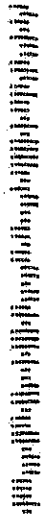
REPOST  
10/09/2013  
US POSTAGE \$00.462

FIRST-CLASS MAIL



ZIP 33064  
04111235365

SHARON DREESSEN  
TRANSPORTATION & MOBILITY DEPT.  
290 NE 300 AVENUE  
FORT LAUDERDALE, FL 33301



33301114830

**MEMORANDUM OF UNDERSTANDING**

Between

**SOUTH FLORIDA REGIONAL TRANSPORTATION AUTHORITY,**

**BROWARD COUNTY,**

**FLORIDA DEPARTMENT OF TRANSPORTATION, and**

**CITY OF FORT LAUDERDALE**

Regarding the

**WAVE MODERN STREETCAR PROJECT PROPERTY**

**This Memorandum of Understanding (“MOU”)** is entered into jointly by the South Florida Regional Transportation Authority (“SFRTA”), Broward County (“County”), the Florida Department of Transportation (“FDOT”) and the City of Fort Lauderdale (“City”). Hereinafter, these agencies are referred collectively as the “Parties.”

**WHEREAS**, the Parties have committed either funding or other services for the WAVE Modern Streetcar Project (as it is defined in the Wave Modern Streetcar Partnership Agreement dated \_\_\_\_\_, \_\_, 2013 (the “Agreement”) and referred to herein as the “Project”); and

**WHEREAS**, SFRTA was awarded a TIGER Grant from the Federal Transit Administration (“FTA”), in June, 2012 for the Project (the “TIGER Grant”); and

**WHEREAS**, each of the Parties owns, controls or shall own or control, pursuant to the terms of the Agreement, property or rights-of-way over which the Project shall operate and/or land on which the WAVE Maintenance Facility will be located (the “Project Property”); and

**WHEREAS**, FTA is requiring, as a condition of the TIGER Grant, that the Parties enter into an agreement evidencing each of the Parties’ commitment to providing the necessary access, availability and usage of their respective interests in the Project Property

**NOW, THEREFORE, IN CONSIDERATION** of the mutual terms, conditions, promises, covenants, and payments hereinafter set forth, the Parties agree as follows:

1. RECITALS.

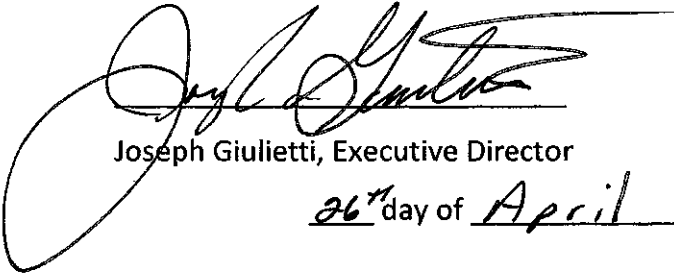
The truth and accuracy of each of the Recitals set forth above are acknowledged by the Parties are incorporated herein by reference.

SOUTH FLORIDA REGIONAL TRANSPORTATION AUTHORITY, through its GOVERNING BOARD, signing by and through its Chair, authorized to execute same by Board action on the 26<sup>th</sup> day of April, 2013

SFRTA:

BY: 

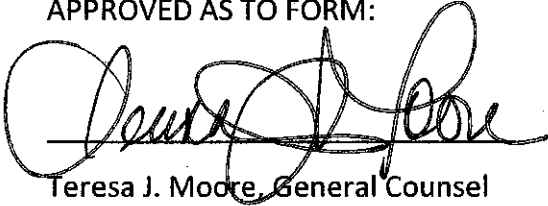
ATTEST:

  
Joseph Giulietti, Executive Director

STEVEN L. ABRAMS, CHAIR

26<sup>th</sup> day of April, 2013

APPROVED AS TO FORM:

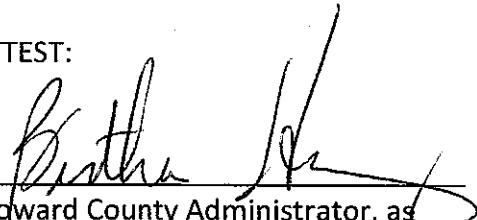
  
Teresa J. Moore, General Counsel



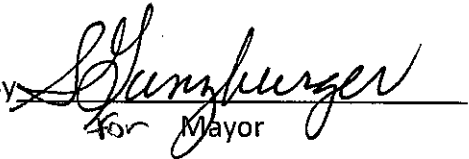
**BROWARD COUNTY**, through its BOARD OF COUNTY COMMISSIONERS, signing by and through its Mayor or Vice-Mayor, authorized to execute same by Board action on the 11<sup>th</sup> day of June, 2013

COUNTY

ATTEST:

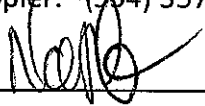
  
Broward County Administrator, as  
Ex-officio Clerk of the Broward County  
Board of County Commissioners

BROWARD COUNTY, by and through  
Board of County Commissioners

By:   
for Mayor

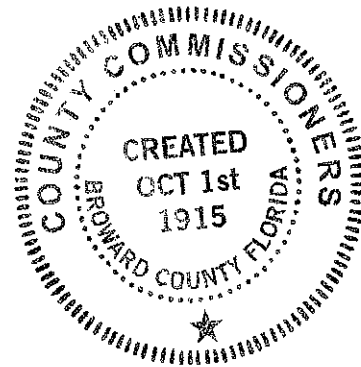
20<sup>th</sup> day of June, 2013

Approved as to form by Office  
of the County Attorney for Broward County, FL  
Joni Armstrong Coffey, County Attorney  
Governmental Center, Suite 423  
115 South Andrews Avenue  
Fort Lauderdale, Florida 33301  
Telephone: (954) 357-7600  
Telecopier: (954) 357-7641

By:   
\_\_\_\_\_

Assistant County Attorney


Date: 6/11/13




THE CITY OF FORT LAUDERDALE, through its City Commission, signing by and through its Mayor, City Manager, and attested to by its City Clerk, authorized to execute same by City Commission action on the 21<sup>st</sup> day of May, 2013,


CITY:

CITY OF FORT LAUDERDALE

By   
John P. "Jack" Seiler, Mayor

By   
Lee R. Feldman, City Manager

ATTEST:

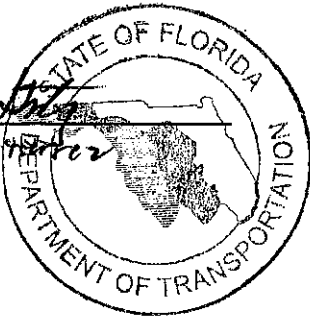
  
Jonda K. Joseph, City Clerk

APPROVED AS TO FORM:

  
Assistant City Attorney

ATTEST:

*Marisa Gutierrez*  
\_\_\_\_\_  
*Marisa Gutierrez*



The seal of the State of Florida Department of Transportation is circular. It features a map of Florida in the center, surrounded by the text "STATE OF FLORIDA" at the top and "DEPARTMENT OF TRANSPORTATION" at the bottom.

**STATE OF FLORIDA  
DEPARTMENT OF TRANSPORTATION**

By: *[Signature]*  
\_\_\_\_\_  
FDOT District Secretary

*[Signature]*  
\_\_\_\_\_  
FDOT Attorney  
Approved as to Form



## Florida Department of Transportation

RICK SCOTT  
GOVERNOR

3400 W. Commercial Blvd.  
Fort Lauderdale, FL 33309

ANANTH PRASAD, P.E.  
SECRETARY

August 21, 2013

RECEIVED

AUG 22 2013

SFRTA  
Executive Dept.

Teresa J. Moore, Esq.  
SFRTA General Counsel  
South Florida Regional Transportation Authority  
800 N.W. 33<sup>rd</sup> Street  
Pompano Beach, Florida 33064

Re: Wave Modern Streetcar Project Property -  
Memorandum of Understanding between South Florida  
Regional Transportation Authority, Broward County,  
Florida Department of Transportation and City of Fort Lauderdale (MOU)

Dear Teresa:

As requested, I have enclosed an original MOU agreement. Please insert a completed original execution page for SFRTA. I will forward any additional original agreements I receive. Feel free to contact me at (954) 777-4509 if you have any questions. Thank you.

Sincerely,

A handwritten signature in cursive script that reads "Laurice".

Laurice C. Mayes, Esq.  
Assistant General Counsel

LCM:l  
Enclosure