

RESOLUTION NO. 24-255

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, APPROVING AND AUTHORIZING A FLORIDA DEPARTMENT OF TRANSPORTATION DISTRICT FOUR 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 5 (FEDERAL HIGHWAY/US-1), AND PROVIDING FOR CONFLICTS, PROVIDING FOR SEVERABILITY, AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Fort Lauderdale, Florida ("City") wishes to enter into a 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 5 (Federal Highway/US-1); and

WHEREAS, FDOT removed the landscaping within the median islands at the intersection of US1/Federal Highway and Sunrise Boulevard, also known as Searstown, as part of a roadway project to add an additional southbound lane through the intersection; and

WHEREAS, the City requested that FDOT replace the removed landscaping at this major intersection; and

WHEREAS, FDOT agreed to replace the landscaping and coordinated with the City regarding the design; and

WHEREAS, FDOT will install landscaping within the medians of State Road 5 (Federal Highway/US-1) from north of NE 9th Street to NE 7th Avenue in accordance with the plans and specifications of the MMOA; and

WHEREAS, FDOT requires municipalities to enter into a Landscape Maintenance Memorandum of Agreement for the maintenance of landscape improvements within FDOT right away that includes the requirement of the City to be responsible for all maintenance of landscaping and cost for providing irrigation;

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 execution of a Florida Department of Transportation District Four Landscape Maintenance Memorandum of Agreement for the installation and maintenance of landscape improvements within the right-of-way on State Road 5 (Federal Highway/US1).


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

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 That all resolutions or parts of resolutions in conflict herewith are hereby repealed to the extent of such conflict.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, the remainder of this Resolution shall not be affected thereby, but shall remain in full force and effect.


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

ADOPTED this 3rd day of December, 2024.



Mayor
DEAN J. TRANTALIS

ATTEST:



City Clerk
DAVID R. SOLOMAN

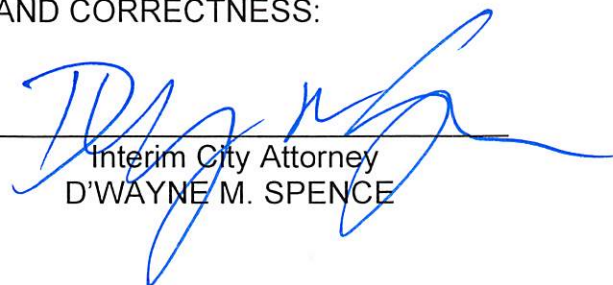
Dean J. Trantalis Yea

John C. Herbst Yea

APPROVED AS TO FORM:
AND CORRECTNESS:

Steven Glassman Yea

Pamela Beasley-Pittman Yea



Interim City Attorney
D'WAYNE M. SPENCE

Ben Sorensen Yea