



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

#22-0556

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

FROM: Chris Lagerbloom, ICMA-CM, City Manager

DATE: June 7, 2022

TITLE: Motion Approving Interim Agreement with The Boring Company for the
Subsurface Tunnel System from Downtown Fort Lauderdale to Fort
Lauderdale Beach, Pursuant to Florida Statutes Sec. 255.065(6) -
(Commission Districts 1, 2, 3 and 4)

Recommendation

Staff recommends the City Commission approve an Interim Agreement with The Boring Company to authorize engineering and planning due diligence to gain sufficient information required to complete preliminary tunnel alignment and station design, and provide firm-fixed pricing and schedule for design-build delivery and operation and maintenance to inform negotiation of a definitive Comprehensive Agreement related to proposed qualifying project of a subsurface tunnel system from Downtown Fort Lauderdale to Fort Lauderdale Beach.

Background

On June 21, 2021, the City received an unsolicited proposal from The Boring Company (TBC), pursuant to Section 255.065(6), Florida Statutes, to design, construct, operate, and maintain a subsurface public transportation system connecting Downtown Fort Lauderdale with Fort Lauderdale Beach. In Resolution No. 21-130, the City Commission determined that the proposed project would serve a public purpose as a public facility or infrastructure that is used and will be used by the public at large or in support of an accepted public purpose or activity, and constitutes a qualifying project pursuant to Section 255.065(6), Florida Statutes. In accordance with the foregoing statute, the City advertised and accepted other proposals for the same project in accordance with Section 255.065(6), Florida Statutes, for a period of forty-five (45) days after the initial date of publication. On October 5, 2021, the City Commission approved Resolution No. 21-223, providing notice of its decision to proceed with the unsolicited proposal submitted by TBC for the design, construction, operation, and maintenance of a proposed subsurface tunnel system from Downtown Fort Lauderdale to Fort Lauderdale Beach, and authorized negotiations for a proposed interim and/or comprehensive agreement with TBC.

Approval of the Interim Agreement will provide TBC authorization to commence activities for which it can be compensated related to the proposed qualifying project, including but not limited to, engineering and planning due diligence, to gain sufficient information

required to complete preliminary tunnel alignment and station design, and provide firm-fixed pricing and schedule for design-build delivery and operation and maintenance of the Project to inform negotiation of a definitive Comprehensive Agreement, as well as purposes related to an aspect of the development or operation of a qualifying project that the responsible public entity and the private entity deem appropriate.

Resource Impact

There is a fiscal impact to the City in the amount of \$375,000 associated with this agreement. Funds for this contract, in the amount of \$375,000, are available in the FY 2022 Community Investment Plan in the account(s) listed below, contingent upon approval of the consolidated budget amendment CAM 22-0015. Future years' expenditures are contingent upon approval and appropriation of the annual budget.

<i>Funds available as of May 31, 2022</i>					
ACCOUNT NUMBER	INDEX NAME (Program)	CHARACTER CODE/ SUB-OBJECT NAME	AMENDED BUDGET (Character)	AVAILABLE BALANCE (Character)	AMOUNT
331-P12769.331-6599	Subsurface Tunnel System Downtown to Fort Lauderdale Beach	Capital Outlay/ Construction	\$0	\$0	\$375,000
TOTAL AMOUNT ►					\$375,000

Strategic Connections

This item is a *2022 Top Commission Priority*, advancing the Infrastructure and Resilience initiative.

This item supports the *Press Play Fort Lauderdale 2024 Strategic Plan*, specifically advancing:

- Infrastructure
- Goal 1: Build a sustainable and resilient community
- Objective: Build a multi-modal and pedestrian friendly community

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

This item supports the *Advance Fort Lauderdale 2040 Comprehensive Plan* specifically advancing:

- The Infrastructure Focus Area
- Transportation And Mobility Element
- Goal 1: Ensure the equitable development of a Complete Network for transportation that prioritizes Safety and emphasizes multimodal mobility and accessibility.

Related CAM

22-0015

Attachment

Exhibit 1 – Interim Agreement

Prepared by: Alan Dodd, PE, Public Works Director

Department Director: Alan Dodd, PE, Public Works Director