



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

**#25-0068**

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

**FROM:** Susan Grant, Acting City Manager

**DATE:** February 4, 2025

**TITLE:** Resolution Approving a Landscape Maintenance Memorandum of Agreement for State Road 5 (North Federal Highway/US-1) with the Florida Department of Transportation for Landscape Improvements within the Right-of-Way of State Road 5 and Assumption of Liability and Hold Harmless Agreement with Jim Moran Foundation, Inc. - (**Commission District 1**)

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**Recommendation**

Staff recommends the City Commission adopt a resolution approving and authorizing the execution of a Landscape Maintenance Memorandum of Agreement for State Road 5 (North Federal Highway/US-1) with the Florida Department of Transportation for improvements within the right-of-way of State Road 5 between Mile Post 5.307 to Mile Post 5.931.

**Background**

The City of Fort Lauderdale seeks to enter into 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 on State Road 5.

The MMOA includes provisions allowing the City to construct landscape improvements or to modify an improvement on State Road 5 in accordance with the plans attached as Exhibits "A" and "B" to the agreement.

If approved, the City will enter into this MMOA with FDOT as FDOT cannot directly enter into such a maintenance agreement with private property owners. The City will subsequently enter into an Assumption of Liability and Hold Harmless Agreement with the property owner.

The Assumption of Liability and Hold Harmless Agreement between the City and Jim Moran Foundation, Inc. will transfer responsibility associated with the MMOA to Jim Moran Foundation, Inc., to construct and maintain the improvements installed by them in FDOT right of way in accordance with the agreement at no cost to the City.

### **Resource Impact**

There is no fiscal impact associated with this action.

### **Strategic Connections**

This item supports the *Press Play Fort Lauderdale 2029* Strategic Plan, specifically advancing:

- The Public Places Area, Goal: Build a beautiful and welcoming community

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

### **Attachments**

Exhibit 1 - Landscape Maintenance Memorandum of Agreement

Exhibit 2 - Assumption of Liability and Hold Harmless Agreement

Exhibit 3 - Location Map

Exhibit 4 - Resolution

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Mobility