



CITY OF FORT LAUDERDALE
City Commission Agenda Memo
REGULAR MEETING

#18-0155

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

FROM: Lee R. Feldman, ICMA-CM, City Manager

DATE: February 6, 2018

TITLE: Motion to Approve the Amended and Restated Interlocal Agreement with
Broward County and the Downtown Development Authority of Fort
Lauderdale for the Allocation of Funding Responsibility for the Local Share
of Capital Cost Overruns for the Wave Streetcar Project

Recommendation

It is recommended that the City Commission approve the Amended and Restated Interlocal Agreement (ILA), in substantially the form attached, subject to final review and approval by the City Manager and City Attorney, with Broward County and the Downtown Development Authority of Fort Lauderdale (DDA) for the Local Share of Capital Cost Overruns for the Wave Streetcar Project.

Background

The City entered into an Interlocal Agreement on May 17, 2016 with Broward County and the DDA (Exhibit 1) for the allocation of funding responsibility for the local share of capital cost overruns for the funding, design, construction, operation, and maintenance of the Wave Streetcar project.

At the January 23, 2018 Broward County Commission meeting, Broward County approved the Third Amendment (Exhibit 2) to the Wave Project Agreement (Third Amendment) between Broward County and the Florida Department of Transportation (FDOT). Broward County's approval was conditioned upon the City of Fort Lauderdale and the DDA taking formal action by February 9, 2018 to acknowledge that the Third Amendment would not diminish or negate the City's and DDA's respective obligations to contribute toward the full local share of the project cost overruns.

The Amended and Restated ILA (Exhibit 3) addresses the removal of the expanded Wave Maintenance Facility (capacity for 12 streetcars as opposed to 5 streetcars needed for this phase) from the State project and transfers it to County with the City agreeing to share 50% of the cost overruns. This Amendment also reaffirms the City's commitment to fulfill its obligations in the ILA for the local share of capital cost overruns.

In order to limit the City's financial exposure, should the project come in 125% higher than the design build estimate, prior to the County's assent to, the City will be able to request the County decline their asset and the County will be required to do so.

Resource Impact

There is no fiscal impact associated with this action at this time.

Strategic Connections

This item is a Commission Annual Action Plan priority, included within the Management Agenda, advancing the Wave Streetcar project.

This item is also a *Press Play Fort Lauderdale Strategic Plan 2018* initiative, included within the Infrastructure Cylinder of Excellence, specifically advancing:

- Goal 1: Be a pedestrian friendly, multi-modal City.
- Objective 1: Improve transportation options and reduce congestion by working with agency partners.
- Initiative 3: Work with partners to construct the Wave Streetcar, including the Transit-Oriented Development (TOD) ordinances and connections to airport, port, and rail stations.

This item advances the *Fast Forward Fort Lauderdale 2035 Vision Plan*: We are Connected.

Attachments

Exhibit 1 – Interlocal Agreement

Exhibit 2 –Third Amendment (County/FDOT Agreement)

Exhibit 3 – Amended and Restated ILA

Exhibit 4 – City Attorney Memorandum No. 18-004 - Dated January 18, 2018

Exhibit 5 – Wave Streetcar Project letter from FDOT to Bertha Henry

Prepared by: Alexandra Saiz, Transportation and Mobility

Department Director: Diana Alarcon, Transportation and Mobility