

RESOLUTION NO. 18-

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, AUTHORIZING EXECUTION OF A STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION LANDSCAPE MAINTENANCE MEMORANDUM OF AGREEMENT WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) FOR LANDSCAPE IMPROVEMENTS WITHIN THE RIGHT-OF-WAY ON US 1 AND S.E. 1ST STREET AND AN ANCILLARY AGREEMENT TO LANDSCAPE MAINTENANCE MEMORANDUM OF AGREEMENT WITH LM HOTELS LLC; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, on March 26, 2014, the Fort Lauderdale Development Review Committee approved The Fairfield Inn & Suites development project; and

WHEREAS, the project consists of an eight (8)-story, 108-room, limited service hotel with 68 parking spaces; and

WHEREAS, the installation and maintenance of certain landscape improvements are currently located within Florida Department of Transportation (FDOT) right-of-way; and

WHEREAS, Florida Department of Transportation (FDOT) requires execution of a Landscape Maintenance Memorandum of Agreement ("MMOA") before commencement of the improvements on their right-of-way; and

WHEREAS, the City and LM Hotels, LLC have agreed to enter into an Ancillary Agreement for the installation and maintenance of the landscape improvements; and

WHEREAS, the Ancillary Agreement between the City and LM Hotels LLC passes the maintenance responsibility and costs associated with the MMOA to LM Hotels LLC.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA:

SECTION 1. That the City Commission approves the Landscape Maintenance Memorandum of Agreement and the Ancillary Agreement, and authorizes execution of same.

SECTION 2. That the City Commission of the City of Fort Lauderdale, Florida hereby delegates authority to the City Manager to execute the Landscape Maintenance Memorandum of Agreement between the City and the State of Florida Department of Transportation (FDOT) and the Ancillary Agreement to Landscape Maintenance Memorandum Agreement for the landscape improvements and any and all documents necessary and incidental to the administration of the Landscape Maintenance Memorandum of Agreement.

SECTION 3. That the office of the City Attorney shall review and approve as to form all documents prior to their execution by the City Manager.

SECTION 4. That this Resolution shall be in full force and effect upon final passage

ADOPTED this the _____ day of _____, 2018.

Mayor
DEAN J. TRANTALIS

ATTEST:

City Clerk
JEFFREY A. MODARELLI