



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

**#18-0834**

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

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

**DATE:** August 21, 2018

**TITLE:** Resolution to Approve a 1) An Eleventh (11<sup>th</sup>) Amendment to the Memorandum of Agreement with the Florida Department of Transportation for Installation and Maintenance of Landscape and Hardscape Improvements within the Right-of-Way on the East Side of A-1-A between NE 22 Street and NE 23 Street and, 2) Assumption of Liability and Hold Harmless Agreement with PRH Fairwinds, LLC

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**Recommendation**

It is recommended that the City Commission adopt a resolution authorizing the proper city officials to execute: 1) an Eleventh (11<sup>th</sup>) Amendment to the Maintenance Memorandum of Agreement (Exhibit 1) with the Florida Department of Transportation for landscape and hardscape improvements within the right-of-way on the east side of A-1-A between SE 22<sup>nd</sup> Street; and SE 23<sup>rd</sup> Street and, 2) an Assumption Agreement, in substantially the form attached, with PRH Fairwinds, LLC (PRH) (Exhibit 2).

**Background**

The City of Fort Lauderdale will enter into an eleventh (11<sup>th</sup>) Amendment to the Maintenance Memorandum of Agreement (MMOA) with the Florida Department of Transportation (FDOT) relative to the installation and maintenance of landscape and hardscape improvements, which will include: nine shade trees with various shrubs/groundcover and architectural concrete pavers along A-1-A (North Ocean Boulevard) for the Auberge Beach Residences and Spa development located at 2220 N. Ocean Boulevard, subject to certain terms and conditions defined in Exhibit 1. The Assumption Agreement between the City of Fort Lauderdale and PRH passes the maintenance responsibility and costs associated with the MMOA to PRH. PRH agrees to hold the City harmless from any obligations pertaining to any of the improvements installed by them, in the right-of-way.

**Resource Impact**

There is no fiscal impact associated with this action.

### **Strategic Connections**

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

- Goal 1: Be a pedestrian friendly, multi-modal City.
- Objective 2: Improve transportation land use and planning to create a walkable and bikeable community

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

### **Attachments**

Exhibit 1 - Eleventh (11<sup>th</sup>) Amendment to Maintenance Memorandum of Agreement

Exhibit 2 - Assumption Agreement – PRH Fairwinds, LLC.

Exhibit 3 - 2008 MMOA Inclusive Agreement for SR A1A

Exhibit 4 - Resolution

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