



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

**#18-1062**

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

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

**DATE:** October 23, 2018

**TITLE:** Motion to Approve Cancellation of License Agreement for Aerial  
Adventure Course – Airplay Adventures, LLC - \$24,000

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**Recommendation**

It is recommended that the City Commission cancel the License Agreement 565-11551 with Airplay Adventures, LLC (Airplay) for an aerial adventure course at Snyder Park. The amount of \$24,000 previously recorded as revenue will be reversed upon cancellation of this agreement.

**Background**

On September 7, 2016, the City Commission approved a license agreement with Airplay to construct, maintain and operate an aerial adventure course to be located at Snyder Park (CAM 16-0663). On November 1, 2016, the City Commission approved a revised license agreement (CAM 16-1337). The revision provided for a renewal option to be exercised by the Licensee. On April 19, 2017, the City Commission approved a first amendment to the revised license agreement (CAM 17-0418). The first amendment required the Licensee to obtain all approvals necessary for installation within twelve months of the execution of the first amendment. After numerous attempts to have the Licensee begin the project and submit the plans, Airplay has been unresponsive to requests made by City staff.

Parks and Recreation Department staff intends to re-solicit this contract for an aerial adventure course to be located at Snyder Park.

Pursuant to Section 2-183(b)(1), Code of Ordinances of the City of Fort Lauderdale, Florida, a vendor may be suspended for a period not to exceed two (2) years as determined by the Chief Procurement Officer and approved by the City Manager if a vendor has terminated, defaulted, failed to perform, or failed to fully comply with the conditions, time frames, performance, specifications, drawings, or terms of a contract with the City. Airplay will be suspended for a period not to exceed two years.

### **Resource Impact**

There will be a negative fiscal impact to the City in the amount of \$24,000. Revenue related to this agreement is included in the FY 2019 operating budget in the account listed below.

<b><i>Funds available as of October 15, 2018</i></b>					
<b>ACCOUNT NUMBER</b>	<b>INDEX NAME (Program)</b>	<b>CHARACTER CODE/ SUB-OBJECT NAME</b>	<b>AMENDED BUDGET (Character)</b>	<b>AVAILABLE BALANCE (Character)</b>	<b>AMOUNT</b>
001-PKR010101-K902	Parks & Rec Admin Support	Charges for Service/ Misc Recreation	\$135,000	\$135,000	(\$24,000)
<b>TOTAL AMOUNT ►</b>					(\$24,000)

### **Strategic Connections**

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

- Goal 3: Be a community that finds opportunities and leverages partnerships to create unique, inviting, and connected gathering places that highlight our beaches, waterways, urban areas, and parks.
- Objective 1: Improve access to and enjoyment of our beach, Riverwalk, waterways, parks and open spaces for everyone.
- Initiative 1: Create playful areas for all ages, considering families, active and passive sports, and pets.

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

### **Attachments**

Exhibit 1 – Solicitation  
Exhibit 2 – License Agreement  
Exhibit 3 – Revised License Agreement  
Exhibit 4 – First Amendment to License Agreement  
Exhibit 5 – Cancellation Notification Letter

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