



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

**#20-0229**

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

**FROM:** Chris Lagerbloom, ICMA-CM, City Manager

**DATE:** April 7, 2020

**TITLE:** Resolution Approving a Maintenance Memorandum of Agreement Inclusive Agreement for State Road 5 (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 RRPIV WF FTL LLLP - **(Commission District 4)**

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**Recommendation**

It is recommended that the City Commission adopt a resolution authorizing the City Manager to execute a Maintenance Memorandum of Agreement inclusive Agreement for State Road 5 (US 1) with the Florida Department of Transportation (FDOT) for landscape improvements within the right-of-way of State Road 5 (US 1) between Mile Post 8.802 to Mile Post 8.865 and an Assumption of Liability and Hold Harmless Agreement, in substantially the form attached, with RRPIV WF FTL LLLP.

**Background**

The City of Fort Lauderdale (City) will enter into a Landscape Inclusive Maintenance Memorandum of Agreement (MMOA) (Exhibit 1) with FDOT for the purpose of the City maintaining the landscape improvements within the right-of-way on State Road 5 (US 1). The MMOA includes provisions allowing the adjoining property owner, RRPIV WF FTL LLLP, to construct additional landscape improvements or to modify an improvement on State Road 5 (US 1) from Mile Post 8.802 to Mile Post 8.865, and in accordance with the plans attached as Exhibits "A" and "B" to the agreement. The Assumption of Liability and Hold Harmless Agreement (Agreement) (Exhibit 2) between the City and RRPIV WF FTL LLLP, passes the costs associated with the MMOA to RRPIV WF FTL LLLP. RRPIV WF FTL LLLP agrees to assume the City's obligation to maintain the improvements installed by them, in the right of way in accordance with the agreement.

**Resource Impact**

There is no fiscal impact associated with this action.

### **Strategic Connections**

This item supports the *Press Play Fort Lauderdale 2024 Strategic Plan*, specifically advancing:

- The Public Places Focus Area
- Goal 3: Build a healthy engaging community.
- Objective 3: Enhance the City's identity through public art, well maintained green spaces, and streetscapes.

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

### **Attachments**

Exhibit 1 - Maintenance Memorandum of Agreement

Exhibit 2 - Assumption of Liability and Hold Harmless Agreement

Exhibit 3 - Resolution

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Prepared by: Laura Morton, Transportation and Mobility

Interim Department Director: Ben Rogers, Transportation and Mobility