



CITY OF FORT LAUDERDALE
City Commission Agenda Memo
REGULAR MEETING

21-0178

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

FROM: Chris Lagerbloom, ICMA-CM, City Manager

DATE: March 2, 2021

TITLE: Motion Authorizing Execution of the First Amendment to a Revocable License with MQMF Las Olas Owner, LLC for Temporary Right-of-Way Closures on SE 2nd Street, SE 5th Avenue, and East Las Olas Boulevard, in Association with the Eden Las Olas Development Located at 419 SE 2nd Street and Consent to Assignment of Revocable License Agreement-
(Commission District 4)

Recommendation

Staff recommends the City Commission consider approving a motion authorizing the execution of the First Amendment to a Revocable License with MQMF Las Olas Owner, LLC for temporary right-of-way closures located on SE 2nd Street, SE 5th Avenue, and East Las Olas Boulevard, (formerly known as the NEXT Las Olas development) and approve a Consent to Assignment of the Revocable License Agreement.

Background

The original Revocable License for described project was approved by the City Commission on February 19, 2019 authorizing the closures of the sidewalk and on-street parking adjacent to the development site on the north side of SE 2nd Street for a period of 24 months. The "Location Map" is attached as Exhibit 1.

The original Revocable License Agreement was executed by Edengate Las Olas, LLC and Cypress Las Olas LLC, who were the owners of the property that is the subject of the Revocable License. The subject property was sold to MQMF Las Olas Owner, LLC after the original Revocable License Agreement was executed. MQMF Las Olas Owner, LLC wishes to assume all Edengate Las Olas, LLC and Cypress Las Olas LLC's responsibilities and liabilities in the Revocable License Agreement. Paragraph 26 of the original Revocable License Agreement requires that the City consent to an assignment of the Revocable License. The Consent to Assignment of the Revocable License Agreement is attached as Exhibit 6.

As a condition of the development permit, the Licensee is required to replace the existing 8" sewer main on SE 5th Avenue with a new 12" sewer main. To construct the sewer improvements, the Licensee needs to implement phased temporary closures along

portions of SE 5th Avenue, SE 2nd Street and East Las Olas Boulevard for a total duration of approximately 9 weeks. The proposed closures are in addition to and will be implemented concurrently with the existing closures on SE 2nd Street approved under the original Revocable License.

Additional information is provided in the table below, the “License Areas” (attached as Exhibit 2), the “Detour Plan” (attached as Exhibit 3) and the “Revocable License” (attached as Exhibit 4).

CLOSURES REQUESTED WITH FIRST AMENDMENT TO THE REVOCABLE LICENSE						
License Area	Phase	Duration	Location	Exist R/W Width	Exist S/W	Description
2	2	13 Days	SE 2nd Street & SE 5th Avenue	60' & 50'	Both sides	An area generally located at the Northwest corner of the intersection of SE 5th Avenue and SE 2nd Street. Two-way vehicular travel will be maintained on one lane of traffic on SE 2nd Street and SE 5th Avenue using flagmen. Pedestrians will be re-routed to nearby crosswalks.
3	3	13 Days	SE 2nd Street & SE 5th Avenue	60' & 50'	Both sides	An area generally located at the Southwest corner of the intersection of SE 5th Avenue and SE 2nd Street. Two-way vehicular travel will be maintained on one lane of traffic on SE 2nd Street and SE 5th Avenue using flagmen. Pedestrians will be re-routed to nearby crosswalks.
4	4	24 Days	SE 5th Avenue & East Las Olas Blvd	50' & 65'	Both sides	An area generally located at the Northwest and Northeast corners of the intersection of East Las Olas Blvd and SE 5th Avenue. Two-way vehicular travel will be maintained on one lane of traffic on SE 5th Avenue using flagmen and Two-way vehicular travel will be maintained on three lanes of traffic on East Las Olas Boulevard. Pedestrians will be re-routed to nearby crosswalks
5	5	13 Days	SE 5th Avenue & East Las Olas Blvd	65'	Both sides	An area generally located at the intersection of East Las Olas Boulevard and SE 5th Avenue. Two-way vehicular travel will be maintained on two lanes of traffic on SE 5 th Avenue and East Las Olas Boulevard.

License Area	Phase	Duration of Project (Months)																							
		1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24
1	1																								
2	2																								
3	3																								
4	4																								
5	5																								

EXISTING CLOSURES APPROVED WITH THE ORIGINAL REVOCABLE LICENSE						
License Area	Phase	Duration	Location	Exist R/W Width	Exist S/W	Description
1	1	24 Months	SE 2nd Street	60'	Both sides	The northern sidewalk and parallel parking stalls on SE 2nd Street. Two-way vehicular travel will be maintained on SE 2nd Street. Pedestrians are being re-routed to nearby designated crosswalks

The proposed temporary traffic plan would displace 30 metered public parking spaces during working hours, for which mitigation would be paid to the city by MQMF Las Olas Owner LLC, prior to the issuance of the MOT permit. The actual amount due will be calculated at the time of MOT permit issuance.

City staff members have reviewed the proposed MOT plan and do not anticipate conflicts with any construction projects in this area. The Revocable License provides the City Manager with the ability to extend the term of this closure by up to two 30-day periods if necessary.

Resource Impact

There is no fiscal impact to the City associated with this action.

Strategic Connections

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

- The Infrastructure Focus Area
- Goal 2: Build a multi-modal and pedestrian friendly community.
- Objective: Improve roads, sidewalks, and trails to prioritize a safer, more walkable and bikeable community

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

Attachments

- Exhibit 1 – Location Map
- Exhibit 2 – License Areas
- Exhibit 3 – Detour Plan
- Exhibit 4 – Revocable License Agreement
- Exhibit 5 – First Amendment to Revocable License Agreement
- Exhibit 6 – Consent to Assignment of Revocable License Agreement

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