



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

**#21-0509**

---

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

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

**DATE:** June 1, 2021

**TITLE:** Resolution Approving a Landscape Maintenance Memorandum of Agreement for State Road 5 with the Florida Department of Transportation for Improvements within the Right-of-Way of State Road 5 (US1) and Assumption of Liability and Hold Harmless Agreement with 105 North Federal BSD, LLC – **(Commission District 2)**

---

**Recommendation**

Staff recommends the City Commission adopt a resolution authorizing the City Manager to execute a Maintenance Memorandum of 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 (US 1) between Mile Post 0.64 to Mile Post 0.96 and an Assumption of Liability and Hold Harmless Agreement, in substantially the form attached, with 105 North Federal BSD, LLC.

**Background**

The City of Fort Lauderdale (“City”) will enter into a Landscape Inclusive Maintenance Memorandum of Agreement (“MMOA”) with the Florida Department of Transportation (“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 property owner, 105 North Federal BSD, LLC, to construct additional landscape improvements or to modify an improvement on State Road 5 (US 1) from Mile Post 0.64 to Mile Post 0.96, and in accordance with the plans attached as Exhibits “A” and “B” to the agreement. The Assumption of Liability and Hold Harmless Agreement (“Agreement”) between the City and 105 North Federal BSD, LLC, allocates the costs associated with the MMOA to 105 North Federal BSD, LLC. 105 North Federal BSD, LLC 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 is a 2021 Commission Priority, advancing the Parks and Public Places initiative.

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

- The Public Places Focus Area
- Goal 3: Build a healthy and engaging community.
- Objective: 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 – Project Location Map

Exhibit 4 – Resolution

---

Prepared by: Lisa Marie Glover, Transportation Manager, Transportation and Mobility

Department Director: Ben Rogers, Transportation and Mobility