



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

**#26-0393**

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

**FROM:** Rickelle Williams, City Manager

**DATE:** May 5, 2026

**TITLE:** Resolution Authorizing the Execution of a Fifty (50)-Year Use and Occupancy Agreement between the Florida Department of Transportation and the City of Fort Lauderdale for the Maintenance, Repair, and Operation of the D-34 Sanitary Sewer Pump Station Located in the Right-of-Way of State Road A1A and SE 17 Street – (**Commission District 4**)

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**Recommendation**

Staff recommends the City Commission approve a resolution authorizing the execution of a fifty (50)-year Use and Occupancy Agreement (“UOA”) between the Florida Department of Transportation (“FDOT”) and the City of Fort Lauderdale (“City”), in substantially the form attached, for the maintenance, repair, and operation of the D-34 sanitary sewer pump station located in the right-of-way of State Road A1A and SE 17 Street; with one (1) ten (10)-year renewal option.

**Background**

The proposed Use and Occupancy Agreement between the City and FDOT authorizes the City to utilize a FDOT-owned right-of-way along State Road A1A and SE 17 Street for the operation, repair, and maintenance of the D-34 Sanitary Sewer Pump Station. The need for this agreement was identified during permitting for the installation of a backup generator, at which time it was determined that the area required for the improvements extends into the FDOT right-of-way.

While a portion of adjacent property was previously conveyed to the City, the area required for the operation and installation of improvements, including the backup generator, extends into FDOT-owned property and requires a formal UOA. The pump station has been located at this site for over forty (40) years without a formal agreement. City staff subsequently coordinated with FDOT, and FDOT has agreed to lease the necessary property to the City at no cost.

The UOA provides for an initial term of fifty (50) years, with one (1) optional ten (10)-year renewal period. The City is responsible for all costs associated with the installation, operation, maintenance, permitting, and insurance of the facility. The City must also comply with all applicable regulatory requirements and obtain necessary approvals from FDOT, Florida Department of Environmental Protection, Broward County, and the City when necessary.

FDOT retains the right to terminate the agreement if the property is needed for transportation purposes or if the City fails to comply with the terms of the UOA. Upon termination, the City is required to remove any improvements and restore the property. The City assumes full liability and indemnifies FDOT for any claims arising from the use of the property.

**Resource Impact**

There is no fiscal impact associated with this item.

**Strategic Connections**

This item is a Fiscal Year (FY) 2026 Commission Priority, advancing the Infrastructure and Resilience initiative.

This item supports the *Press Play Fort Lauderdale 2029* Strategic Plan, specifically advancing:

- The Infrastructure and Resilience Focus Area: Goal 3: Be a sustainable and resilient community.

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

This item supports the *Advance Fort Lauderdale 2040* Comprehensive Plan, specifically advancing:

- The Infrastructure Focus Area
- The Sanitary Sewer, Water, & Stormwater Element
- Goal 3: Develop and maintain an adequate water supply, treatment and distribution system, which meets the existing and projected needs of the service area in an efficient, economical, and environmentally sensitive manner.

**Attachments**

Exhibit 1 – Location Map

Exhibit 2 – Use and Occupancy Agreement

Exhibit 3 – Resolution

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Prepared by:                   Jud Hopping, Distribution & Collection Systems Manager, Utility Services  
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Department Director:   Albert J. Carbon III, P.E., Utility Services