

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA, AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE A RELEASE AND INDEMNIFICATION AGREEMENT WITH FLORIDA EAST COAST RAILWAY, LLC TO PROVIDE PERMISSION FOR THE CITY TO ENTER THE RAILWAY'S RIGHT-OF-WAY PROPERTY BETWEEN SHERIDAN STREET, MILE POST 347+1320 (NORTH END) AND PEMBROKE ROAD MILE POST 349+4230 (SOUTH END) TO PERFORM LANDSCAPE MAINTENANCE.

WHEREAS, the Florida East Coast Railway corridor that spans from Pembroke Road to Sheridan Street, between Dixie Highway and 21<sup>st</sup> Avenue, is a major thoroughfare within the City that could benefit from landscape maintenance activities, but the City has limited access to this right-of-way; and

WHEREAS, under this proposed agreement, the City would be able to access this restricted right-of-way to perform landscape maintenance activities.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA:

Section 1: That the foregoing "WHEREAS" clauses are ratified and confirmed as being true and correct and are incorporated in this Resolution.

Section 2: That it approves and authorizes the execution, by the appropriate City officials, the attached Release and Indemnification Agreement, together with such non-material changes as may be subsequently agreed to by the City Manager and approved as to form and legal sufficiency by the City Attorney.

Section 3: This Resolution shall become effective immediately upon its passage and adoption.

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PASSED AND ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

\_\_\_\_\_  
JOSH LEVY, MAYOR

ATTEST:

\_\_\_\_\_  
PATRICIA A. CERNY, MMC  
CITY CLERK

APPROVED AS TO FORM AND LEGAL  
SUFFICIENCY for the use and reliance  
of the City of Hollywood, Florida, only.

\_\_\_\_\_  
DOUGLAS R. GONZALES  
CITY ATTORNEY