

**CITY OF HOLLYWOOD
INTEROFFICE MEMORANDUM**

TO: Mayor and Commissioners **DATE:** August 23, 2017
FROM: Alan Fallik, Acting City Attorney
SUBJECT: Proposed Right of Way License Agreement with Brett Overman Development, Inc.

I have discussed the above Agreement with the participating Department/Office, and the proposed general business terms and other significant provisions are as follows:

- 1) Department/Division involved – City Manager’s Office/Sustainable Development
- 2) Type of Agreement – Right of Way License Agreement
- 3) Method of Procurement (RFP, bid, etc.) – n/a
- 4) Term of Contract
 - a) initial – 4 year term
 - b) renewals (if any) – n/a
 - c) who exercises option to renew – Mutual agreement of the parties
- 5) Contract Amount – First year annual fee of \$4,044.96 (which is based on ten (10) parking spaces at Thirty-one Dollars and Eighty (\$31.80) per space per month plus applicable rental tax in the amount equal to six percent (6%) and includes an annual increase in the amount of three percent (3%).
- 6) Termination Rights – City may terminate the License Agreement on thirty (30) days written notice to the Licensee.

The breach of any one term of the License Agreement by the Licensee and/or persons under its supervision or control, will be cause for immediate termination of the License Agreement by the City.

- 7) Indemnity/Insurance Requirements – Contractor shall comply with applicable City requirements.
- 8) Scope of Services – City shall grant a Right of Way License to Contractor for the purpose of ten (10) parking spaces.
- 9) Other Significant Provisions – Location: 1213 South 30th Avenue

cc: Dr. Wazir Ishmael, City Manager