

**CITY OF HOLLYWOOD
INTEROFFICE MEMORANDUM**

TO: Mayor and Commissioners

DATE: August 22, 2014

FROM: Jeffrey P. Sheffel, City Attorney

SUBJECT: Proposed Agreement with A1A Corner of Johnson Street Real Estate Corp., d/b/a Wings, Margaritaville Hollywood Beach Resort, L.P. and CRA for Elimination of Vehicular Access to Wings' Property and Shortening Easterly Terminus of Johnson Street East of A1A

I have reviewed the above-captioned agreement for form and legality, and the general business terms and other significant provisions are as follows:

- 1) Department/Office involved – Public Works
- 2) Type of Agreement – Miscellaneous
- 3) Method of Procurement (RFP, bid, etc.) – n/a
- 4) Term of Contract
 - a) initial – Indefinite
 - b) renewals (if any) –
 - c) who exercises option to renew –
- 5) Contract Amount – Neither City nor CRA will pay anything under this contract. Wings will reimburse Margaritaville the cost of revising the construction and engineering plans.
- 6) Termination rights – For cause only.
- 7) Indemnity/Insurance Requirements – None.
- 8) Scope of Services – City will modify design for Johnson Street ease of A1A to shorten the easterly terminus, thereby eliminating vehicular access to Wings' property but allowing the sidewalk to accommodate outside table dining.
- 9) City's prior experience with Vendors – The City has prior experience with Margaritaville but not Wings.
- 10) Other significant provisions – Wings imposes a covenant upon its property forever denying vehicular access to same.

cc: Cathy Swanson-Rivenbark, City Manager