

**CITY OF HOLLYWOOD
INTEROFFICE MEMORANDUM**

TO: Mayor and Commissioners

DATE: June 20, 2017

FROM: Alan Fallik
City Attorney

SUBJECT: Proposed Amendment No. 5 to the Landscape Inclusive Memorandum of Agreement with FDOT for landscape maintenance on State Road 7

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

- 1) Department/Division involved – Dept. of Public Works
- 2) Type of Agreement – Amendment to MOA
- 3) Method of Procurement (RFP, bid, etc.) – n/a
- 4) Term of Contract
 - a) initial – The initial MOA is in effect for 25 years.
 - b) renewal - n/a
 - c) who exercises option to renew - n/a
- 5) Contract Amount – FDOT cost for improvements in an amount not to exceed \$1,767,857.22
- 6) Termination rights – If City fails to perform its duties after 10 days written notice by FDOT, FDOT may terminate the agreement. FDOT may also terminate if City fails to provide public access to documents pursuant to Chapter 119, F.S.
- 7) Indemnity/Insurance Requirements – City’s agents, subcontractor, and/or contractors are required to maintain insurance and indemnify FDOT.
- 8) Scope of Services – FDOT will landscape improvements in accordance with Exhibits “A” and “B”.
- 9) City’s prior experience with Vendor (if any) – yes.
- 10) Other significant provisions – n/a

cc: Wazir A. Ishmael, Ph.D., City Manager