

**CITY OF HOLLYWOOD
INTEROFFICE MEMORANDUM**

TO: Mayor and Commissioners **DATE:** September 9, 2021

FROM: Douglas R. Gonzales, City Attorney

SUBJECT: Proposed Amendment No. 11 to the Landscape Inclusive Memorandum of Agreement with FDOT for landscape maintenance on State Road 5

I have reviewed the above referenced Agreement with the participating Department/Office(s), and the proposed general business terms and other significant provisions are as follows:

- 1) Department/Division involved – Department of Development Services/Engineering Division
 - 2) Type of Agreement – Memorandum (original MOA approved by Resolution No. R-2013-027)
 - 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) renewals (if any) – n/a
 - c) who exercises option to renew- n/a
 - 5) Contract Amount – no cost.
 - 6) Indemnity/Insurance Requirements – Under original agreement, yes.
 - 7) Termination – For cause pursuant to original agreement.
 - 8) Scope of Services – The proposed amendment proposes to: (a) modify the limits of the City Inclusive Landscape Agreement to include of additional landscape, irrigation, paving and paver improvements on State Rd. 5 being done by Block 40, LLC; (b) allow an adjacent property owner (Block 40, LLC) to construct additional landscape improvements or to modify an improvement located as indicated in Exhibit “A” and in accordance with the plans attached as Exhibit “B”; and (c) to have the City maintain the additional landscape improvements in accordance with Exhibit “E” the maintenance plan of the original agreement, however, such obligation will be fulfilled by Racetrac pursuant to a separate maintenance agreement.
 - 9) Other Significant Provisions: n/a
- cc: Dr. Wazir Ishmael, City Manager