

**CITY OF HOLLYWOOD
INTEROFFICE MEMORANDUM**

TO: Mayor and Commissioners

DATE: June 7, 2017

FROM: Jeffrey P. Sheffel, City Attorney

SUBJECT: Proposed Right of Way License Agreement with Ralph Hawkins, d/b/a Sea Legs Marina 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 – Public Utilities
 - 2) Type of Agreement – Right of Way License Agreement
 - 3) Method of Procurement (RFP, bid, etc.) – n/a
 - 4) Term of Contract
 - a) initial – Ten (10) year term
 - b) renewals (if any) – n/a
 - c) who exercises option to renew – City
 - 5) Contract Amount – First year annual fee of \$2,871.26 (which is based on Four (4) 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 Two (2) boat dock slips at Five Hundred Ninety-One Dollars and Seventeen Cents (\$591.17) per slip per year plus applicable rental tax in the amount equal to six percent (6%), payable quarterly in advance, and subject to a yearly escalation fee of 3%;
 - 6) Termination Rights – City may terminate immediately for cause or without cause upon thirty (30) days advance written notice to Contractor. Contractor may terminate for cause upon thirty (30) days advance written notice to 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 4 parking spaces and two boat dock slips.
 - 9) Other Significant Provisions – Location: 5398 North Ocean Drive
- cc: Dr. Wazir Ishmael, City Manager