

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA, APPROVING AND AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE THE ATTACHED AMENDMENT NUMBER SIX TO THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION ("FDOT") LANDSCAPE INCLUSIVE MAINTENANCE MEMORANDUM OF AGREEMENT WITH FDOT FOR THE INSTALLATION OF ADDITIONAL LANDSCAPE IMPROVEMENTS ON I-95 WITHIN FDOT'S HIGHWAY FACILITIES, INCLUDING THE MEDIANS OUTSIDE THE TRAVEL WAY AND MADE TO THE TRAVEL WAY, IF APPLICABLE, WHICH REQUIRES MAINTENANCE OF THE LANDSCAPING IMPROVEMENTS BY THE CITY.

WHEREAS, the City Commission desires to beautify the public rights-of-way within the City of Hollywood to include State Highway facilities; and

WHEREAS, on February 6, 2013, the City Commission passed and adopted Resolution No. R-2013-027, which authorized the execution of a Landscape Inclusive Maintenance Memorandum of Agreement with the Florida Department of Transportation ("FDOT") for the purpose of maintaining the landscape improvements by the City on various roads, including State Road 9 (I-95); and

WHEREAS, the initial Memorandum of Agreement was amended on October 2, 2013 pursuant to Resolution No. R-2013-283, on November 6, 2013 pursuant to Resolution No. R-2013-319, on October 5, 2016 pursuant to Resolution No. R-2016-296, and again on July 3, 2017 pursuant to Resolution No. R-2017-207 to include additional landscape improvements within the City on various FDOT roads; and

WHEREAS, at the request of the City, FDOT has agreed to install additional landscape improvements on I-95 at specific locations as more specifically set forth in the attached Exhibit "A" of the proposed Amendment Number Six to the Landscape Inclusive Memorandum of Agreement ("Amendment Number Six"); and

WHEREAS, the additional landscape improvements are depicted on the landscape plans attached as Exhibit "B" to the proposed Amendment Number Six; and

WHEREAS, in order to include the additional landscape improvements it is necessary to execute the attached Amendment Number Six to the Landscape Inclusive Memorandum of Agreement; and

WHEREAS, the landscape improvements to be installed by FDOT are in the amount of \$132,005.00, and the City will be required to maintain such improvements.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA.

Section 1: That the foregoing "WHEREAS" clauses are ratified and confirmed as being true and correct and are incorporated in this Resolution.

Section 2: That it approves and authorizes the execution by the appropriate City officials of the attached Amendment Number Six to the State of Florida Landscape Inclusive Maintenance Memorandum of Agreement with the Florida Department of Transportation, together with such non-material changes as may be subsequently agreed to by the City Manager and approved as to form and legal sufficiency by the City Attorney.

Section 3: That this Resolution shall be in full force and effect immediately upon its passage and adoption.

PASSED AND ADOPTED this _____ day of _____, 2018.

JOSH LEVY, MAYOR

ATTEST:

PATRICIA A. CERNY, MMC, CITY CLERK

APPROVED AS TO FORM AND LEGAL
SUFFICIENCY for the use and reliance
of the City of Hollywood, Florida, only.

DOUGLAS R. GONZALES, CITY ATTORNEY