

**CITY OF HOLLYWOOD
INTEROFFICE MEMORANDUM**

TO: Mayor and Commissioners **DATE:** February 28, 2019

FROM: Douglas R. Gonzales, City Attorney

SUBJECT: Proposed Right of Way Occupancy Permit with Hollywood Boulevard Investments, LLC (“Owner”) for the placement of an awning overhang projection across the frontage of the JR. B restaurant which will be over and encroach onto the City’s public right-of-way located at 1948 Hollywood Boulevard

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 – Dept. of Development Services/Engineering Division
 - 2) Type of Agreement – Right of Way Occupancy Permit
 - 3) Method of Procurement (RFP, bid, etc.) – n/a
 - 4) Term of Contract
 - a) initial – n/a
 - b) renewals (if any) – n/a
 - c) who exercises option to renew – n/a
 - 5) Contract Amount –n/a
 - 6) Termination rights – In the event that Owner fails to keep the structures in good and safe condition, City may after 30 days written notice remove the encroachment and Owner shall be liable for costs;
 - 7) Indemnity/Insurance Requirements – Yes, as to indemnity.
 - 8) Scope of Services – City will allow Owner to place an awning overhang projection across the frontage of the Jr.B restaurant to facilitate shade for its patrons as depicted on Exhibit “A”.
 - 9) Other significant provisions – n/a
- cc: Wazir A. Ishmael, Ph.D., City Manager