

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLYWOOD FLORIDA, APPROVING AND AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE AMENDMENT NUMBER 10 TO THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION LANDSCAPE INCLUSIVE MAINTENANCE MEMORANDUM OF AGREEMENT FOR MAINTAINING THE LANDSCAPE IMPROVEMENTS ON STATE ROAD A1A FROM ARIZONA STREET TO SHERIDAN STREET.

WHEREAS, the City, in collaboration with the Hollywood Community Redevelopment Agency ("CRA"), desire certain additional beautification improvements to State Road A1A to enhance the corridor aesthetic and improve the pedestrian experience; and

WHEREAS, the City will maintain the new landscape improvements, such as colored sidewalks and driveways, pavers, asphalt patterned crosswalks and irrigation systems, at the expense of the CRA; 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 A1A; and

WHEREAS, the initial Memorandum of Agreement was amended on October 2, 2013 pursuant to Resolution No. R-2013-283; November 6, 2013 pursuant to Resolution No. R-2013-319; October 5, 2016 pursuant to Resolution No. R-2016-296; July 3, 2017 pursuant to Resolution No. R-2017-207; August 31, 2017 pursuant to Resolution No. R-2017-217; and October 17, 2018 pursuant to Resolution No. R-2018-238; and

WHEREAS, other amendments in the process of being executed and coming to the City Commission include additional landscape improvements within the City on various FDOT roads; and

WHEREAS, Resolution No. R-2013-027 allows the City to construct additional landscape improvements or modify an improvement as indicated in the attached Exhibit "A", State Road A1A (N. Ocean Avenue) from Arizona Street (M.P. 2.664) to Sheridan Street (M.P. 4.079), all in accordance with the plans attached as Exhibit "B"; and

WHEREAS, the City agrees to maintain the additional landscape improvements in the Agreement according to Maintenance Plan of the Original Agreement and the specific site Maintenance requirements and recommendations stated in the Agreement attached as Exhibit "1"; and

WHEREAS, in order to include the modifications to the landscape improvements, it is necessary to execute the attached Amendment Number 10 to the Landscape Inclusive Memorandum of Agreement; and

WHEREAS, the maintenance of all improvements will commence at completion of the construction, which is anticipated to be FY 2023/2024, and maintenance funds will be requested in the appropriate budget year.

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

Section 1: That the forgoing "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 10 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.

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PASSED AND ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, 2021.

\_\_\_\_\_  
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.

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DOUGLAS R. GONZALES  
CITY ATTORNEY