



## Cover Memorandum/Staff Report

---

**File #:** 25-1490

**Agenda Date:** 12/8/2025

**Item #:** 6.H.

---

**TO:** Mayor and Commissioners  
**FROM:** Hassan Hadjimiry, P.E., Utilities Director  
**THROUGH:** Terrence R. Moore, ICMA-CM  
**DATE:** December 8, 2025

HOLD HARMLESS AGREEMENT FOR 12 NE 5TH AVENUE

**Recommended Action:**

Motion to approve and accept a Hold Harmless Agreement in favor of the City at 12 NE 5th Avenue.

**Background:**

The Owners of Record 12 NE 5th LLC., proposing construction improvements (installation of utilities and related improvements) within the Florida Department of Transportation (FDOT), NE 5th Avenue State Right-Of-Way. As a result, a permit from FDOT is required.

**City Attorney Review:**

Approved to form and legal sufficiency.

**Funding Source/Financial Impact:**

There is no cost to the city now, or in the future for this item.

**Timing of Request:**

Timing is of high importance to allow the project to continue construction.