

**SECOND AMENDMENT  
TO  
PERMIT AND LICENSE AGREEMENT  
(REVOCABLE LICENSE)**

THIS IS A SECOND AMENDMENT to the Revocable License granted this \_\_\_\_\_ day of January 7, 2014 by and between:

**CITY OF FORT LAUDERDALE**, a Florida municipal corporation, 100 North Andrews Avenue, Fort Lauderdale, Florida 33301, hereinafter, "CITY",

and

**B-CYCLE, LLC**, a Delaware Limited Liability Company authorized to do business in the State of Florida, whose principal address is 801 WEST Madison Street, Waterloo, WI 53594, hereinafter "LICENSEE".

WHEREAS, CITY granted LICENSEE a Revocable License on July 6, 2011 for the implementation, installation, operation, maintenance, repair and replacement, from time to time of the Bicycle-Sharing Stations on Property described in said Revocable License; and

WHEREAS, pursuant to Motion at the City Commission meeting of August 21, 2012, CITY and LICENSEE entered into a First Addendum to Revocable License which provided for the expansion of the B-Cycle Sharing Stations; and

WHEREAS, LICENSEE has requested certain amendments to that Revocable License, as amended, to add three additional locations, namely (1) Fort Lauderdale Beach Parking Lot, 640 Seabreeze Boulevard, (2) Oceanside Parking Lot on A-1-A, and (3) Northwest quadrant of the intersection of Bayshore Drive and State Road A-1-A; and

WHEREAS, the City Commission has determined that this Second Amendment of the Revocable License to provide for the expansion of the B-Cycle sharing stations is in the public's best interest; and

WHEREAS, the City Commission of the City of Fort Lauderdale has authorized the execution of this Second Amendment of the Revocable License by the proper government officials by adoption of a motion at its Regular Meeting of January 7, 2014.

NOW, THEREFORE, in consideration of the mutual covenants and conditions contained in this Second Amendment to the Revocable License, and other good and valuable conditions, the receipt and adequacy of which are hereby acknowledged, the parties agree to amend the Revocable License as follows:

**1. Recitals.** The foregoing recitals are true and correct and are hereby ratified, confirmed and incorporated herein.

2. Section 2, entitled *Defined Terms* is hereby amended to read as follows:

2. **Defined Terms.** The following terms, as used and referred to herein, shall have the meanings set forth below, unless the context indicates otherwise:

...

*License Area(s)* means those areas shown in the attached Composite Exhibits A-1 through A-11 as set forth in that Permit and License Agreement (Revocable License) dated July 2, 2011, and Exhibits A-12 and A-13 as set forth in the First Addendum to Revocable License, dated August 21, 2012 and Exhibits A-14, A-15 & A-16, as set forth in this Second Amendment to Permit and License Agreement (Revocable License) dated January 7, 2014, all where Project Improvements will be constructed, installed, operated, repaired, replaced, from time to time and maintained. The areas shown within the License Areas identified as Composite Exhibits A-1 through A-16 are within City owned real property or upon public rights-of-way within the CITY's jurisdiction under the Florida Transportation Code.

3. Section 4, entitled License Areas; General Locations, is amended to include License Areas A-14, A-15 and A-16 B-Cycle Stations as more particularly set forth below and as attached hereto:

4. **Project Site Plan Approval Process.** The License Areas are generally located as set forth in the following Composite Exhibits:

- A-1 Seventeenth Street Causeway - West Underdeck
- A-2 Galt Ocean Mile - Beach Community Center
- A-3 S.E. Fifth Street adjacent to D.C Alexander Park
- A-4 Earl Lifshey Ocean Park
- A-5 Esplanade Park (Alternate "A")
- A-6 George English Park
- A-7 Art Serve Library at Holiday Park
- A-8 Las Olas Marina
- A-9 CRA Property abutting Las Olas Circle & East Las Olas Blvd. (Option #1)
- A-10 Sebastian Street Parking Lot
- A-11 Willingham Park
- A-12 Expanded Sebastian Street Parking Lot
- A-13 Expanded Willingham Park
- A-14 Fort Lauderdale Beach South (640 Seabreeze Boulevard)
- A-15 Oceanside Parking Lot
- A-16 Northwest Quadrant of the intersection of Bayshore Drive and State Road A-1-A

4. The Effective Date of this Second Amendment shall be upon full execution by the parties after execution hereof is authorized by the City Commission.

5. This Second Amendment to the Revocable License shall be recorded at LICENSEE'S sole cost and expense in the Public Records of Broward County, Florida and a copy thereof shall be filed with the City Clerk's Office and the City Attorney's Office of the City.

6. In the event and to the extent of conflict between the terms and conditions of this Second Amendment and the terms and conditions of the underlying Revocable License, as amended by the First Addendum, then, to the extent of such conflict the terms and conditions of this Second Amendment shall supersede and prevail over the terms and conditions of the underlying Revocable License, as previously amended.

7. Subject to the terms hereof, CITY and LICENSEE ratify and confirm the Revocable License, as amended in this Second Amendment.

IN WITNESS OF THE FOREGOING, the parties have set their hands and seals the day and year first above written.

**CITY:**

WITNESSES:

CITY OF FORT LAUDERDALE, a municipal corporation of the State of Florida:

\_\_\_\_\_  
Witness Print Name

By \_\_\_\_\_  
JOHN P. "JACK" SEILER, Mayor

\_\_\_\_\_  
Witness Print Name

By \_\_\_\_\_  
LEE R. FELDMAN, City Manager

(CORPORATE SEAL)

ATTEST:

\_\_\_\_\_  
JONDA K. JOSEPH, City Clerk

Approved as to form:

\_\_\_\_\_  
ROBERT B. DUNCKEL  
Assistant City Attorney

STATE OF FLORIDA:  
COUNTY OF BROWARD:

The foregoing instrument was acknowledged before me this \_\_\_\_\_, 2014, by JOHN P. "JACK" SEILER, Mayor of the City of Fort Lauderdale, a municipal corporation of Florida. He is personally known to me and did not take an oath.

(NOTARY SEAL)

\_\_\_\_\_  
Notary Public, State of Florida  
(Signature of Notary taking Acknowledgment)

\_\_\_\_\_  
Name of Notary Typed,  
Printed or Stamped

My Commission Expires:

\_\_\_\_\_  
Commission Number

STATE OF FLORIDA:  
COUNTY OF BROWARD:

The foregoing instrument was acknowledged before me this \_\_\_\_\_, 2014, by LEE R. FELDMAN, City Manager of the City of Fort Lauderdale, a municipal corporation of Florida. He is personally known to me and did not take an oath.

(NOTARY SEAL)

\_\_\_\_\_  
Notary Public, State of Florida  
(Signature of Notary taking Acknowledgment)

\_\_\_\_\_  
Name of Notary Typed,  
Printed or Stamped

My Commission Expires:

\_\_\_\_\_  
Commission Number

**LICENSEE:**

B-Cycle, LLC, a Delaware Limited Liability Company authorized to do business in the State of Florida

By: TREK BICYCLE CORPORATION, a Wisconsin corporation, in its capacity as Manager for B-Cycle, LLC

By: \_\_\_\_\_  
President's Signature

\_\_\_\_\_  
Print Name

**WITNESSES:**

\_\_\_\_\_  
[Witness print or type name]

\_\_\_\_\_  
[Witness print or type name]

STATE OF \_\_\_\_\_:  
COUNTY OF \_\_\_\_\_:

The foregoing instrument was acknowledged before me this \_\_\_\_\_, 2014, by \_\_\_\_\_ and \_\_\_\_\_, as \_\_\_\_\_ and \_\_\_\_\_, respectively of B-CYCLE, LLC, an Delaware Limited Liability Company. They are personally known to me or have produced \_\_\_\_\_ as identification and did not take an oath.

(NOTARY SEAL)

\_\_\_\_\_  
Notary Public, State of Florida  
(Signature of Notary taking  
Acknowledgment)

\_\_\_\_\_  
Name of Notary Typed,  
Printed or Stamped

My Commission Expires:

\_\_\_\_\_  
Commission Number

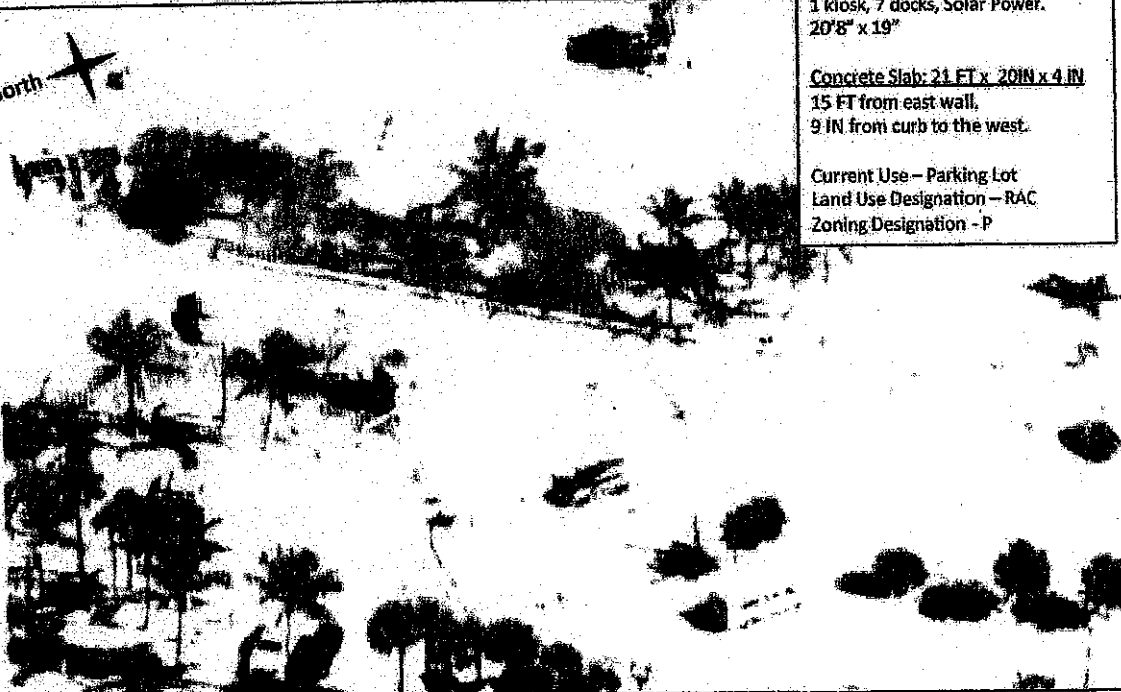
A-14  
DRC 65R13

**B-CYCLE -- BICYCLE SHARING PROGRAM**

**NEW STATION: FORT LAUDERDALE BEACH SOUTH  
640 SEABREEZE BLVD  
FORT LAUDERDALE, FL**

- **NARRATIVE**
- **LAND USE & ZONING MAPS**
- **RENDERING & PHOTOS OF SAMPLE STATION**
- **AERIAL PHOTO**
- **SITE PLAN DRAWING**
- **SITE DRAWINGS**

**Fort Lauderdale Beach South B-cycle Station: 640 Seabreeze Blvd#Bike**



B-cycle Station:  
1 kiosk, 7 docks, Solar Power.  
20'8" x 19'

Concrete Slab: 21 FT x 20IN x 4 IN  
15 FT from east wall,  
9 IN from curb to the west.

Current Use - Parking Lot  
Land Use Designation - RAC  
Zoning Designation - P

Per Ordinance C-11-16, UEDR Sec.27-256. Signage on a Bicycle-Sharing facility: 3.b.1.iv The poster board of the facility and not aimed toward the roadway, street frontage or motor vehicle traffic.  
Legal Description - LAS GLAS BY THE SEA RE-AMEN PLAT 1-16 B THAT PT OF BLK A LYING E OF SEABREEZE ST TOGETHER WITH N1/2 OF VACATED ALLEY LYING S OF ABOVE DESC PARCEL BLK A

Fort Lauderdale Beach South B-cycle Station: 640 Seabreeze Blvd#Bike

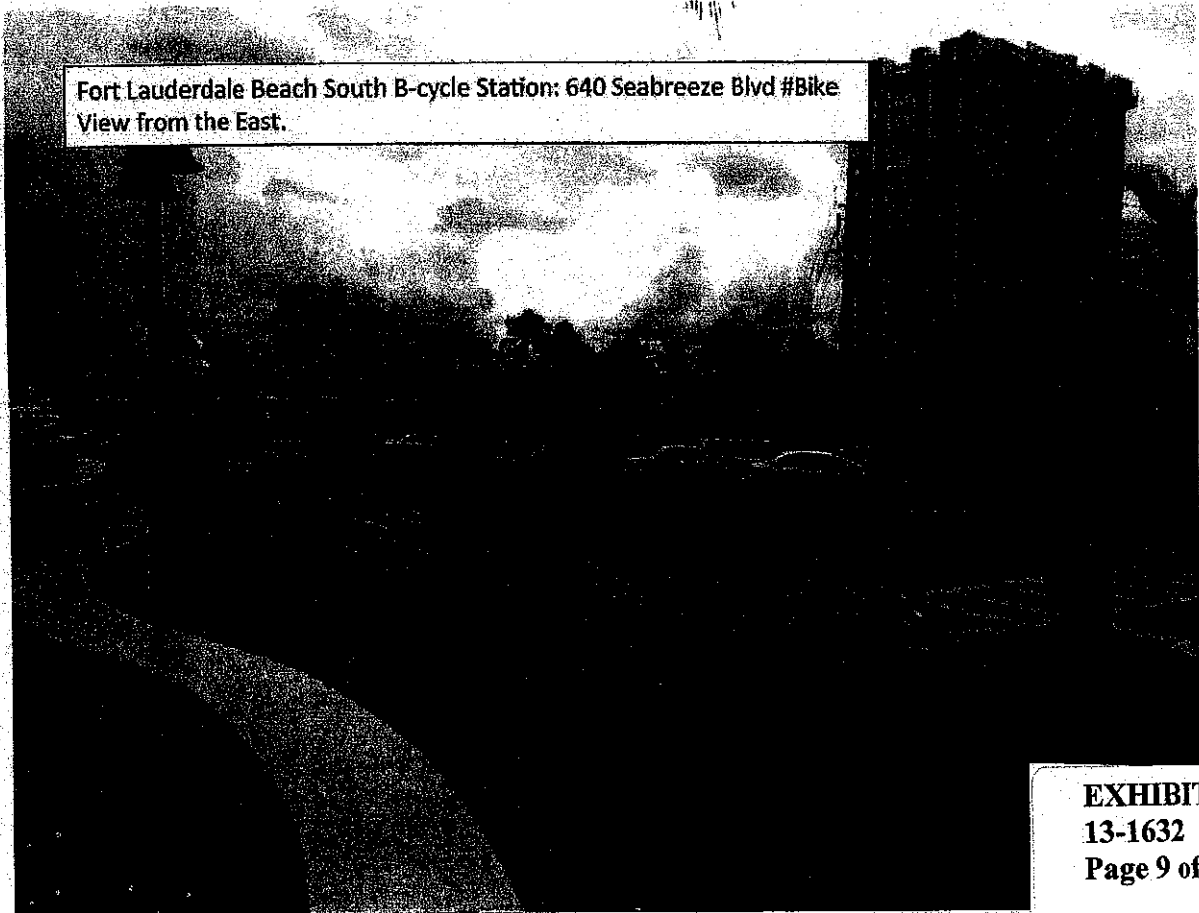
North

21 FT length

clock

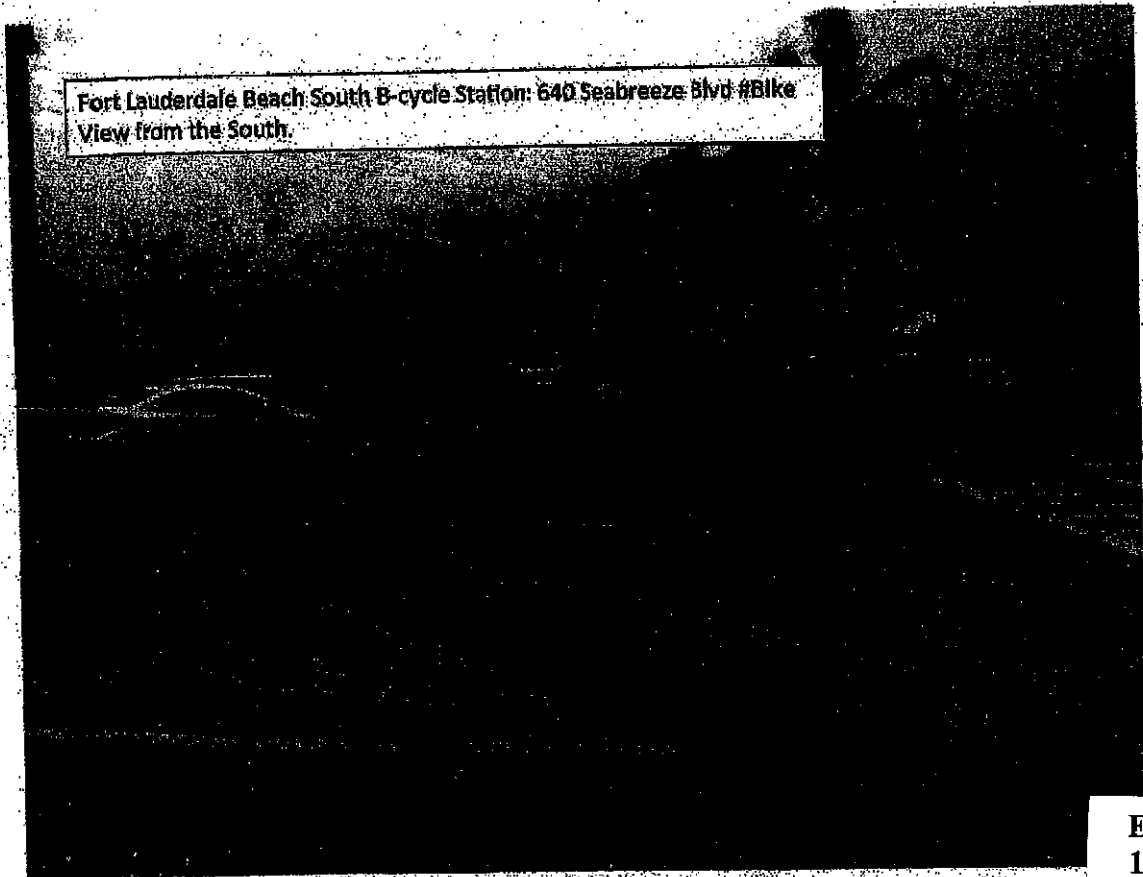


Fort Lauderdale Beach South B-cycle Station: 640 Seabreeze Blvd #Bike  
View from the East.

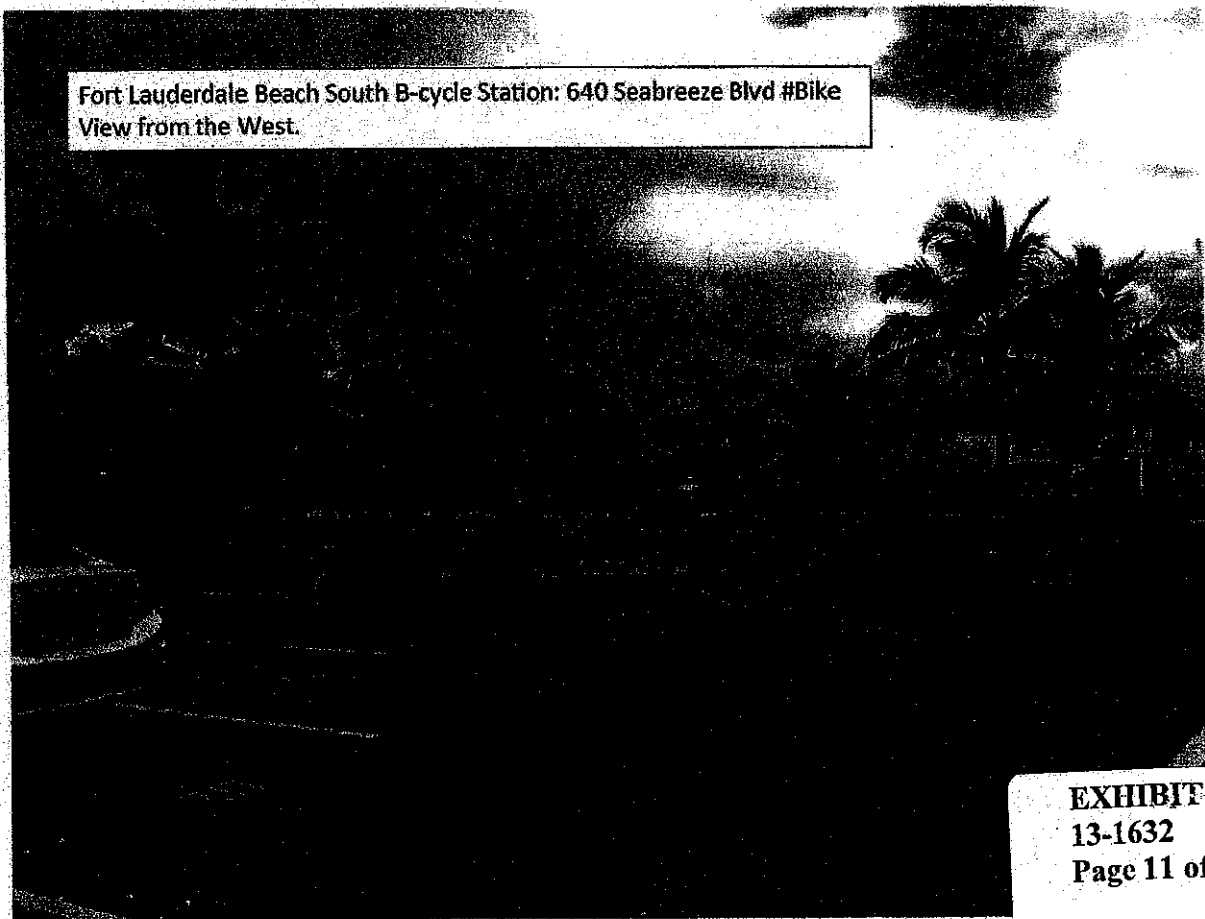


**EXHIBIT 1**  
**13-1632**  
**Page 9 of 30**

Fort Lauderdale Beach South B-cycle Station: 640 Seabreeze Blvd #Bike  
View from the South.

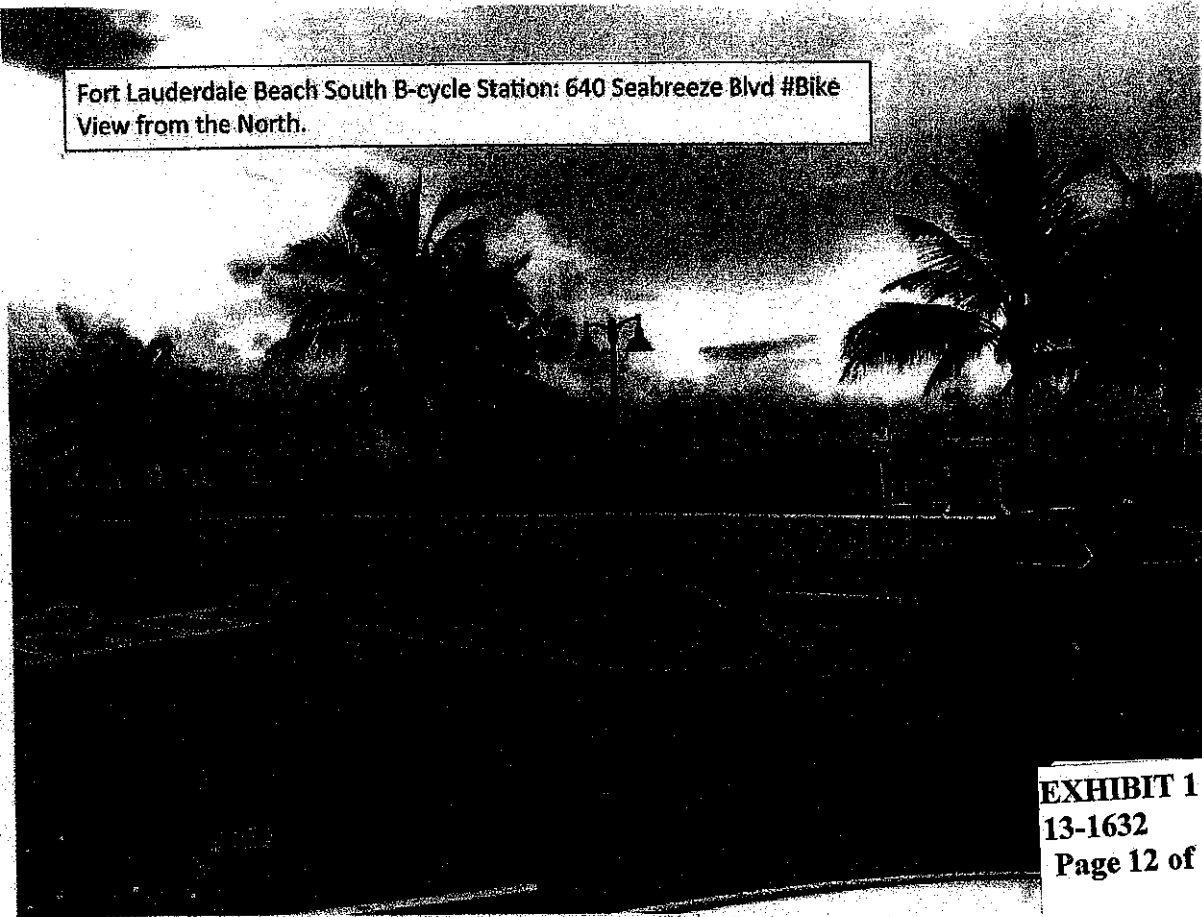


Fort Lauderdale Beach South B-cycle Station: 640 Seabreeze Blvd #Bike  
View from the West.

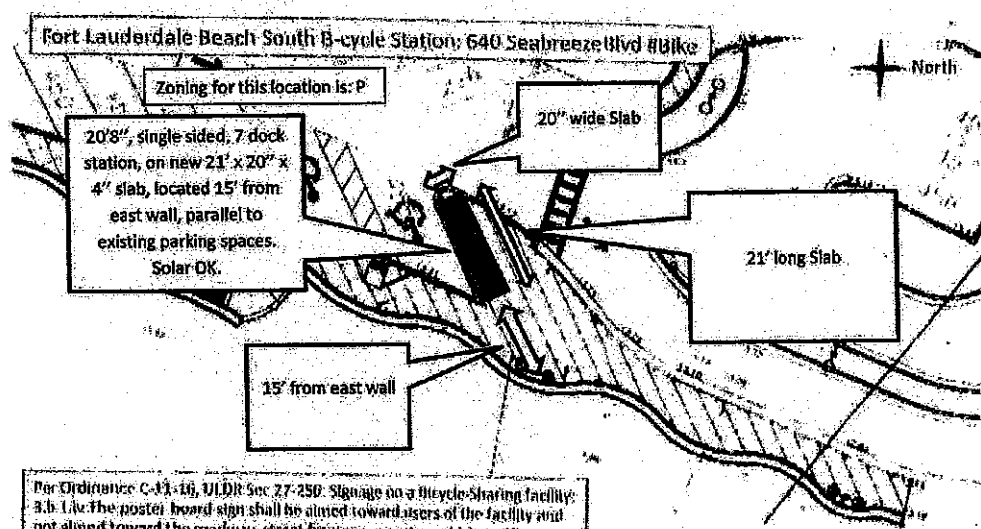


**EXHIBIT 1**  
**13-1632**  
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Fort Lauderdale Beach South B-cycle Station: 640 Seabreeze Blvd #Bike  
View from the North.



**EXHIBIT 1**  
**13-1632**  
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Per Ordinance C-11-16, ULR Sec 27-250: Signage on a Bicycle Sharing facility:  
 B.1.14: The poster board sign shall be aimed toward users of the facility and not aimed toward the roadway, street frontage or motor vehicle traffic.

Legal Description: BAHIA MAR 31-39 B THAT PART OF PARCEL 36 THRU 38 LYING E OF SEABREEZE BLVD & LYING WITHIN C.B.R. DISTRICT

Current Use of Property - Parking Lot  
 Land Use Designation - RAC  
 Zoning Designation - P

DRAWING INDEX	
	COVER SHEET
	GENERAL NOTES
CIVIL	
EC1 - EC4	EXISTING CONDITIONS PLANS
PC1	CONSTRUCTION PRASING & STAGING PLAN
PS1	UNDERGROUNDING PRASING & STAGING PLAN
DC1 - DC4	DEMOLITION PLANS
CA1	NO ALTERNATIVE
IC1 - IC4	LANDSCAPE IMPROVEMENT PLANS
CA	ADA ACCESS PLAN
CD1 - CD4	CONSTRUCTION DETAILS
GD1 - GD4	GEOMETRY PLANS
PA1 - PA4	PAVEMENT MARKING AND SIGNAGE PLANS
SD1 - SD4	DRAINAGE IMPROVEMENT PLANS
SD	DRAINAGE DETAILS
SW1	STORMWATER POLLUTION PREVENTION PLAN
SW2	STORMWATER POLLUTION PREVENTION PLAN
STRUCTURAL	
SD1 - SD4	STRUCTURAL DETAILS
ELECTRICAL	
EE1 - EE4	ELECTRICAL IMPROVEMENT PLANS
ED1 - ED4	ELECTRICAL DETAILS
LANDSCAPING	
L1 - L4	LANDSCAPE PLANS
L2	LANDSCAPE SCHEDULE & DETAILS
IR1 - IR4	IRRIGATION PLANS
IR2	IRRIGATION SCHEDULE & DETAILS
TR1 - TR4	TREE REMOVAL PLANS
TR2	TREE REMOVAL SCHEDULE
ELECTRICAL UNDERGROUNDING	
UE1 - UE4	ELECTRICAL UNDERGROUNDING PLANS
UE2 - UE4	ELECTRICAL UNDERGROUNDING DETAILS



**CITY OF FORT LAUDERDALE**

**PROJECT #11264**

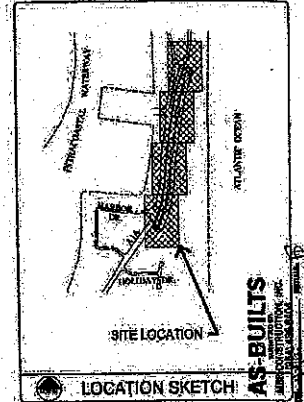
**FORT LAUDERDALE BEACH PARK**

**WALL REPL. & ADA IMPROVEMENTS**

**SR. A1A**

**FORT LAUDERDALE, FLORIDA**

**AS-BUILTS**  
AS-BUILT CONSTRUCTION, INC.  
 1000 S.W. 10TH AVENUE, SUITE 1000  
 FORT LAUDERDALE, FL 33304



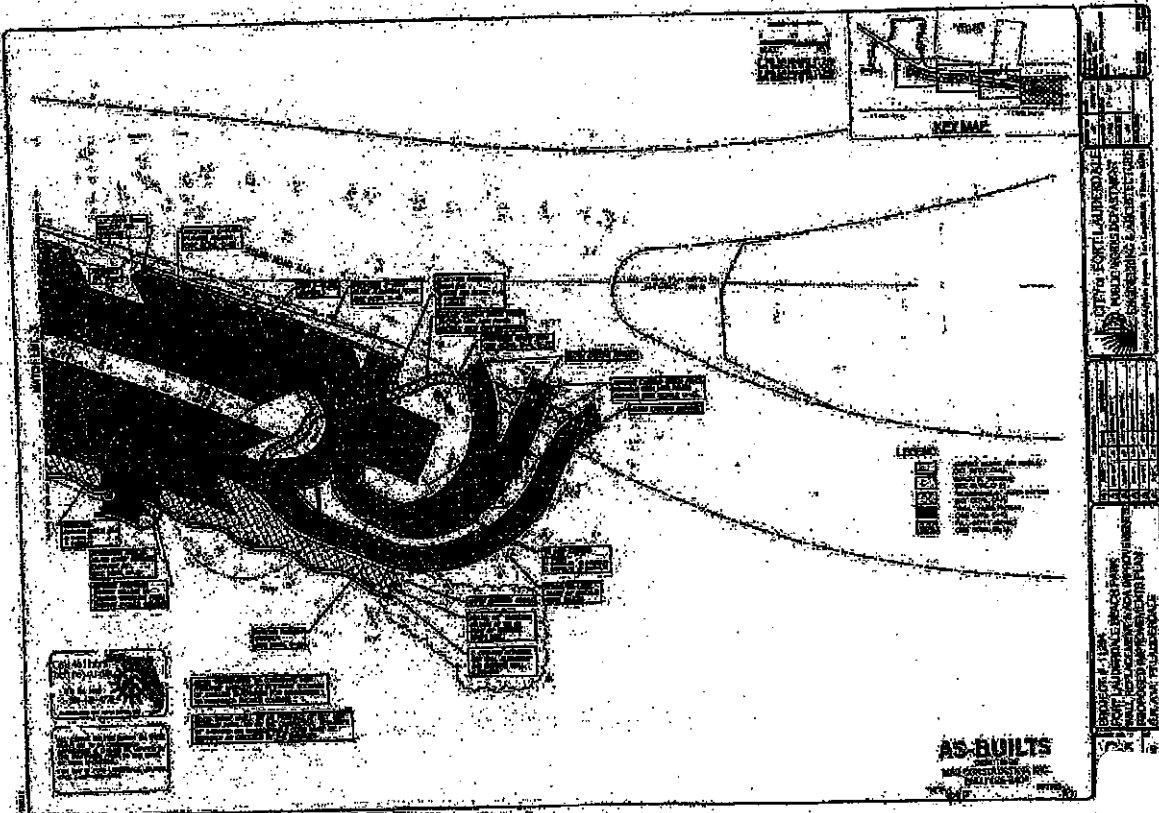
**PROJECT #11264**  
**FORT LAUDERDALE BEACH PARK**  
**WALL REPLACEMENT & ADA IMPROVEMENTS**

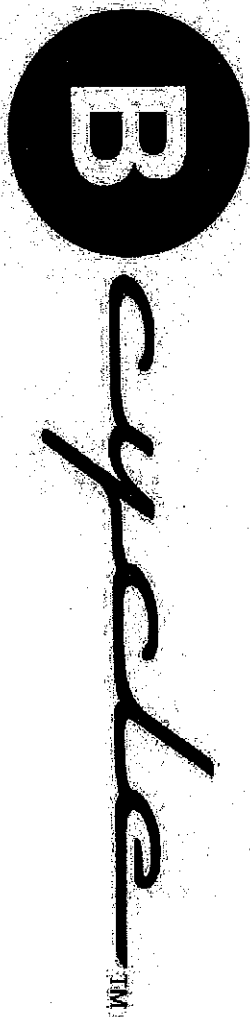
**CITY OF FORT LAUDERDALE**  
**PUBLIC WORKS DEPARTMENT**  
**ENGINEERING & ARCHITECTURE**  
1000 SW 10th Avenue, Suite 1000, Fort Lauderdale, FL 33304

**FORT LAUDERDALE CITY COMMISSION**

WALTER P. BROWN	Mayor
DAVID S. BOWEN	Commissioner - District I
EMERANTIE S. BOULTON	Commissioner - District II
ROBERT W. BROWN	Commissioner - District III
ROBERT W. BROWN	Commissioner - District IV

Scale: 1/8" = 1'-0" (Horizontal)  
 1/16" = 1'-0" (Vertical)





**B CYCLE STATION STRUCTURAL DRAWINGS  
FOR MULTIPLE LOCATIONS THROUGHOUT  
MIAMI-DADE AND BROWARD COUNTIES.**

PREPARED BY:



7300 North Kendall Drive, Suite 400  
Miami, Florida 33156  
Tel: 305.670.2350 Fax: 305.670.2351  
Certificate of Authorization No. 7184  
www.bcceng.com

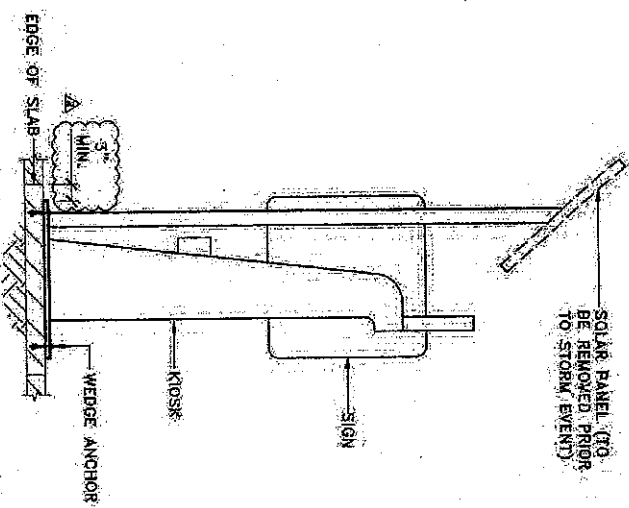
INDEX OF DRAWINGS:  
S-1.0 GENERAL NOTES  
S-2.0 STATION PLAN AND ELEVATION (3 DOCK)  
S-2.1 STATION PLAN (MULTIPLE DOCK LAYOUT)

DATE: JULY 14, 2011  
REVISION No. 1: SEPTEMBER 26, 2011  
REVISION No. 2: NOVEMBER 12, 2012

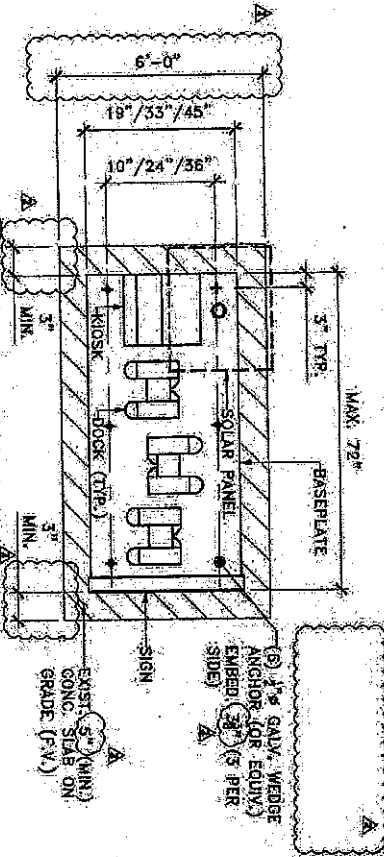
EXHIBIT 1  
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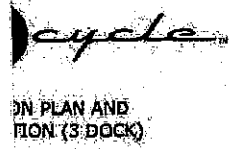
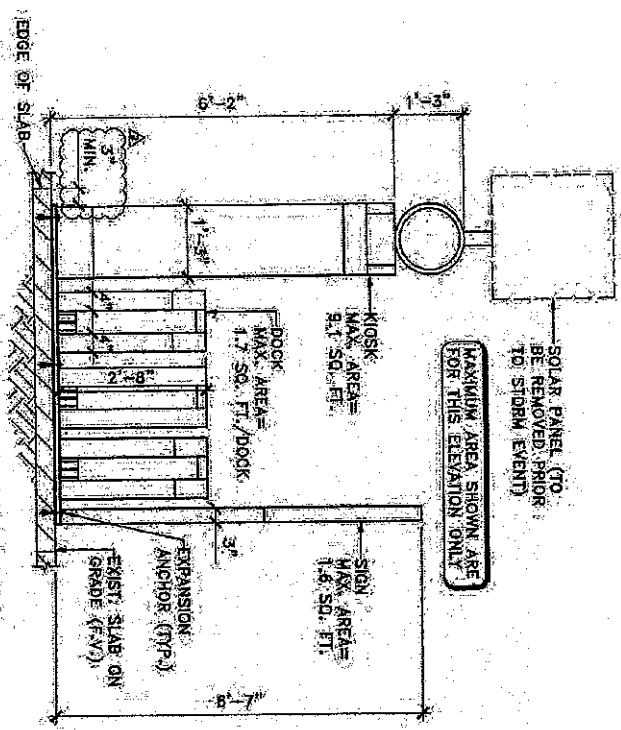
**B CYCLE STATION SIDE ELEVATION**  
 3 DOCK CONFIGURATION - 19"/33"/45" WIDE BASE  
 SCALE: 1/2" = 1'-0"



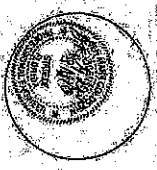
**B CYCLE STATION PLAN**  
 3 DOCK CONFIGURATION - 19"/33"/45" WIDE BASE  
 SCALE: 1/2" = 1'-0"



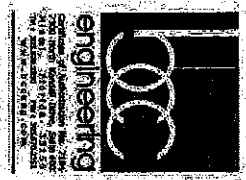
**B CYCLE STATION FRONT ELEVATION**  
 3 DOCK CONFIGURATION - 19"/33"/45" WIDE BASE  
 SCALE: 1/2" = 1'-0"



Project:	CR
Contract:	CR
Contract No.:	A
Contract Title:	110072101
Contract Date:	
Contract Status:	
Contract Value:	
Contract Location:	
Contract Description:	
Contract Documents:	
Contract Specifications:	
Contract Plans:	
Contract Schedules:	
Contract Conditions:	
Contract Risks:	
Contract Opportunities:	
Contract Challenges:	
Contract Successes:	
Contract Lessons Learned:	
Contract Best Practices:	
Contract Innovation:	
Contract Sustainability:	
Contract Social Impact:	
Contract Environmental Impact:	
Contract Economic Impact:	
Contract Cultural Impact:	
Contract Community Impact:	
Contract Stakeholder Impact:	
Contract Overall Impact:	

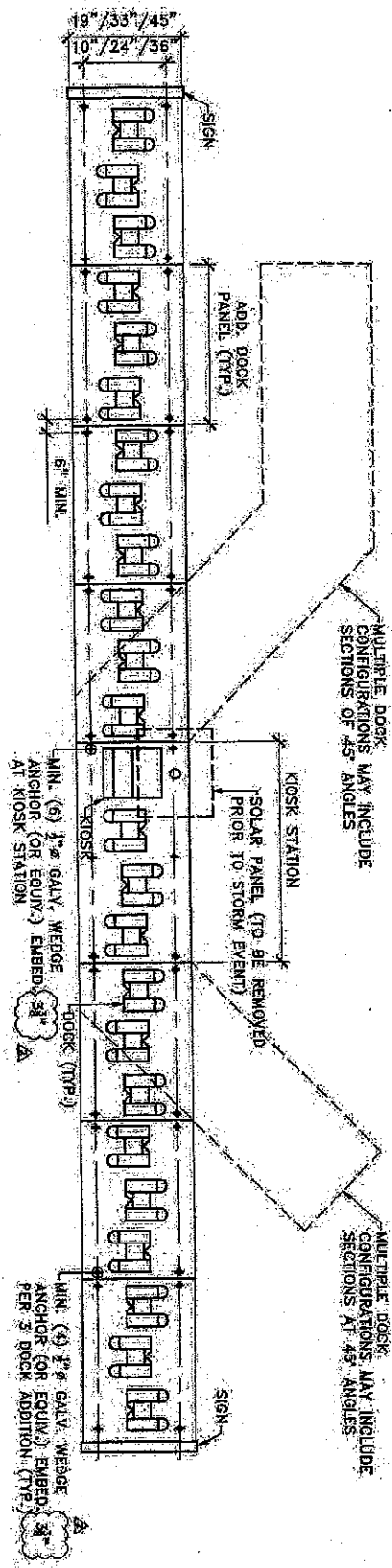


**engineering**  
 CONSULTING  
 1000 N. W. 10th Ave., Suite 1000  
 Ft. Lauderdale, FL 33304  
 Phone: 954.525.1100  
 Fax: 954.525.1101  
 www.enr.com



Quantity	Description	Notes
1	1/2" x 3/4" x 1/2" (TYP.)	
1	1/2" x 3/4" x 1/2" (TYP.)	
1	1/2" x 3/4" x 1/2" (TYP.)	
1	1/2" x 3/4" x 1/2" (TYP.)	
1	1/2" x 3/4" x 1/2" (TYP.)	
1	1/2" x 3/4" x 1/2" (TYP.)	
1	1/2" x 3/4" x 1/2" (TYP.)	
1	1/2" x 3/4" x 1/2" (TYP.)	
1	1/2" x 3/4" x 1/2" (TYP.)	
1	1/2" x 3/4" x 1/2" (TYP.)	

**cycle**  
 ON PLAN (MULTIPLE LAYOUT)



**B CYCLE STATION PLAN**  
 UP TO 21 DOCK CONFIGURATION - 18\"/>

A-15  
DRC 66R13

**B-CYCLE – BICYCLE SHARING PROGRAM**

**NEW STATION: LAS OLAS & A1A  
3000 E. LAS OLAS BLVD  
FORT LAUDERDALE, FL**

- **NARRATIVE**
- **LAND USE & ZONING MAPS**
- **RENDERING & PHOTOS OF SAMPLE STATION**
- **AERIAL PHOTO**
- **SITE PLAN DRAWING**
- **SITE DRAWINGS**

Las Olas & A1A B-cycle Station: 3000 E Las Olas Blvd #Bike

Zoning for this location is: ABA

36'2" single sided,  
13 dock station, on  
new 37' x 6' x 4"  
slab, located 17'  
from hedge to the  
west, parallel to  
existing sidewalk.  
Solar OK

17' from hedge to  
the west

6' wide Slab

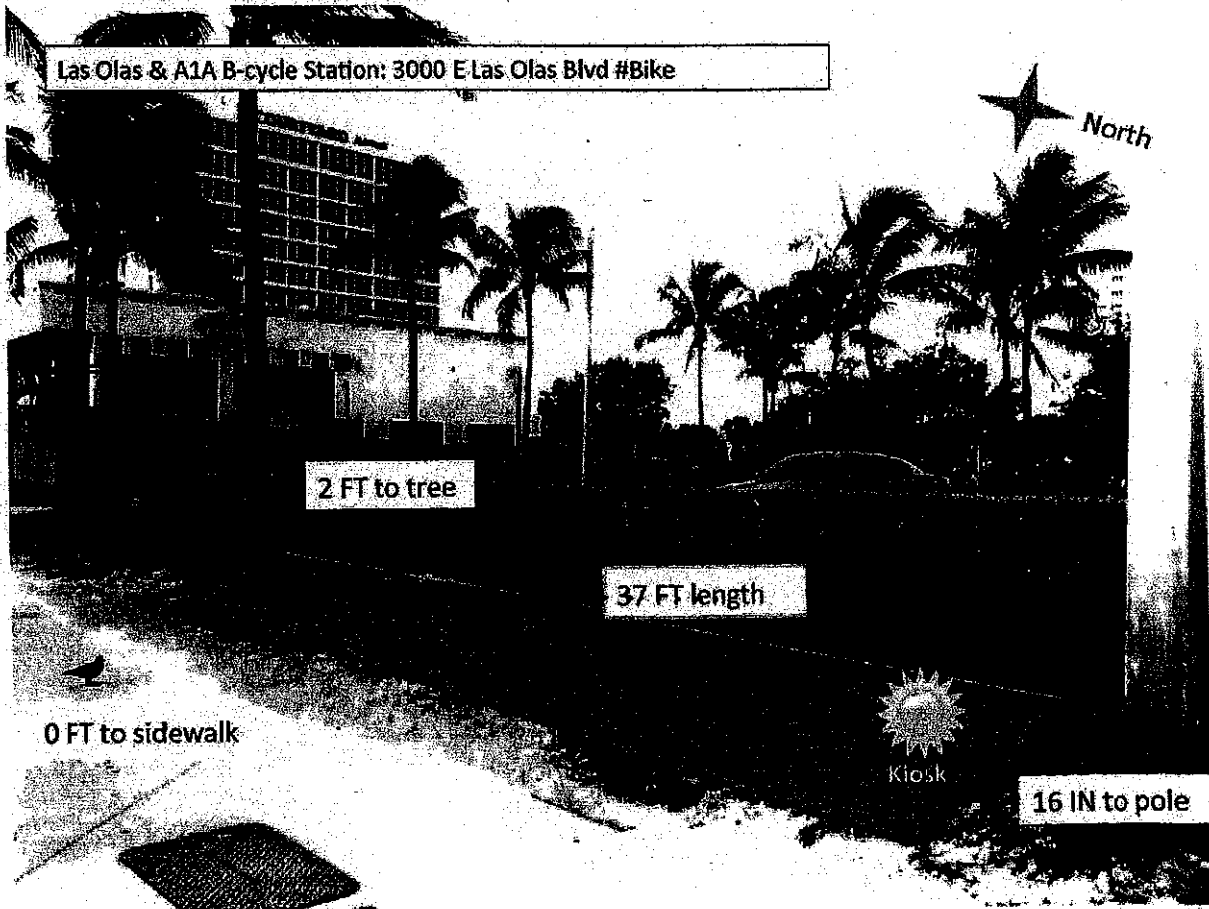
37' long Slab

Per Ordinance C-13-16, UOR Sec 27-256,  
Signage on a Bicycle-Sharing facility: 3.b.1.iv.  
The poster-board sign shall be aimed toward  
users of the facility and not aimed toward the  
roadway, street frontage or motor vehicle  
traffic.

Legal Description - LAS OLAS BY THE SEA RE-  
AMEN PLAT 1-16 B THAT PT OF BLK A LYING E  
OF SEABREEZE AVE LESS N 20' FOR ST & LESS E  
10' FOR ST TOGETHER WITH 1/2 OF VACATED  
ALLEY LYING S. OF ABOVE DESC PARCEL BLK A

Current Use of Property - Parking Lot  
Land Use Designation - 2R  
Zoning Designation - ABA

Las Olas & A1A B-cycle Station: 3000 E Las Olas Blvd #Bike



2 FT to tree

37 FT length

0 FT to sidewalk

Kiosk

16 IN to pole

A-16  
DRC 67R13

**B-CYCLE – BICYCLE SHARING PROGRAM**

**NEW STATION: BAYSHORE DRIVE & A1A  
3157 BAYSHORE DRIVE  
FORT LAUDERDALE, FL**

- **NARRATIVE**
- **LAND USE & ZONING MAPS**
- **RENDERING & PHOTOS OF SAMPLE STATION**
- **AERIAL PHOTO**
- **SITE PLAN DRAWING**
- **SITE DRAWINGS**

Bayshore Drive & ALA B-cycle Station: 3157 Bayshore Dr.

Zoning for this location is ABA

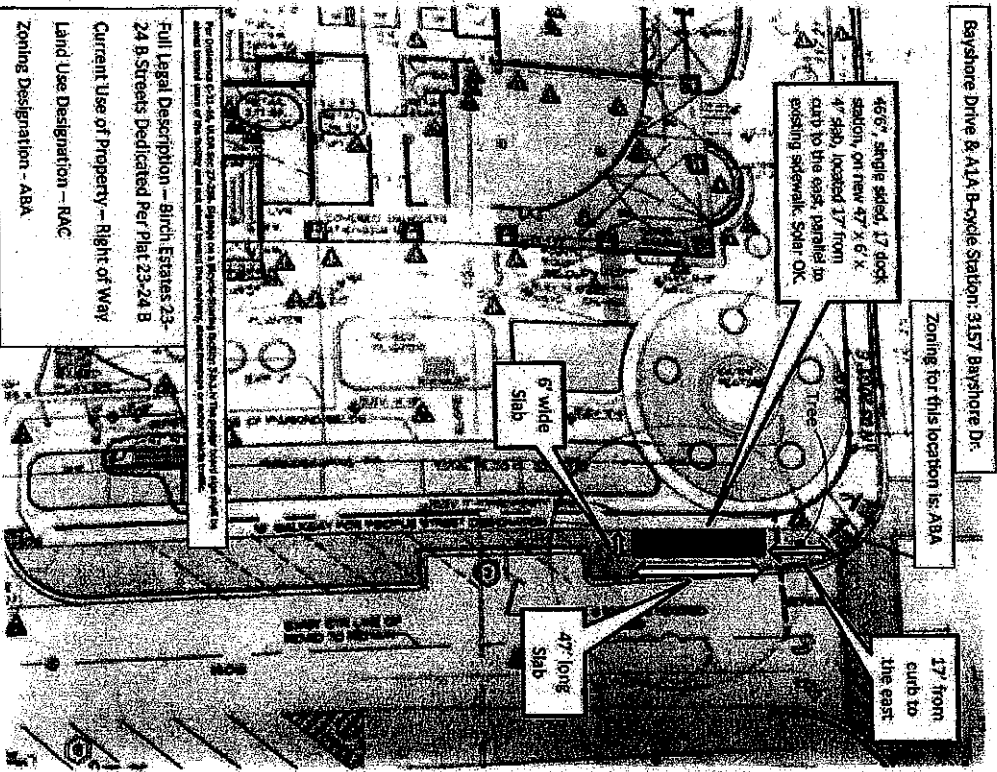
46'6" single sided, 17' deep  
sidewalk, on new 47' x 6' x  
4' x 6", located 17' from  
curb to the east, parallel to  
existing sidewalk. Solar OK.

17' from  
curb to  
the east.

3' x 6' x 6' x 6' x 6'

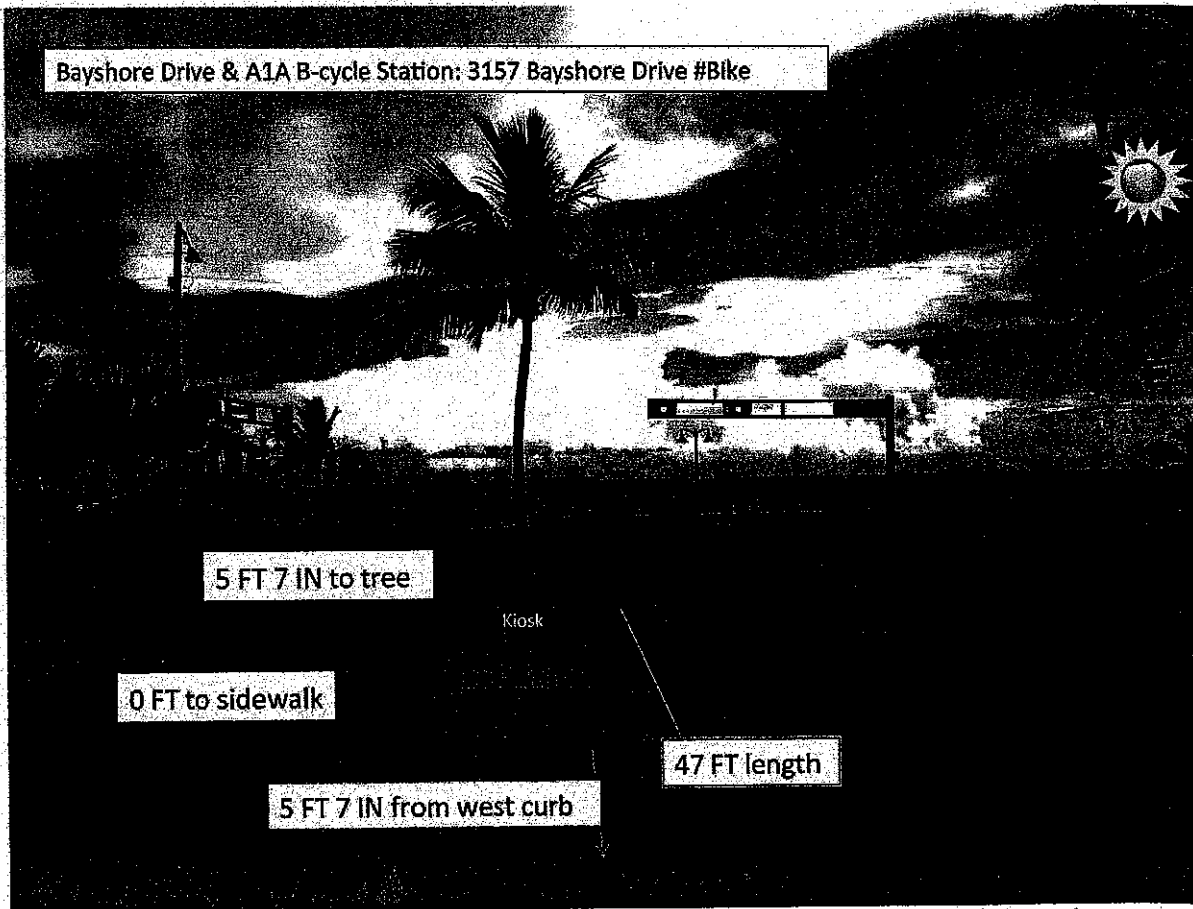
6' wide  
Slab

47' long  
Slab



Full Legal Description - Birch Estates 23-  
24 B Streets Dedicated Per Plat 23-24 B  
Current Use of Property - Right of Way  
Land Use Designation - RAC  
Zoning Designation - ABA

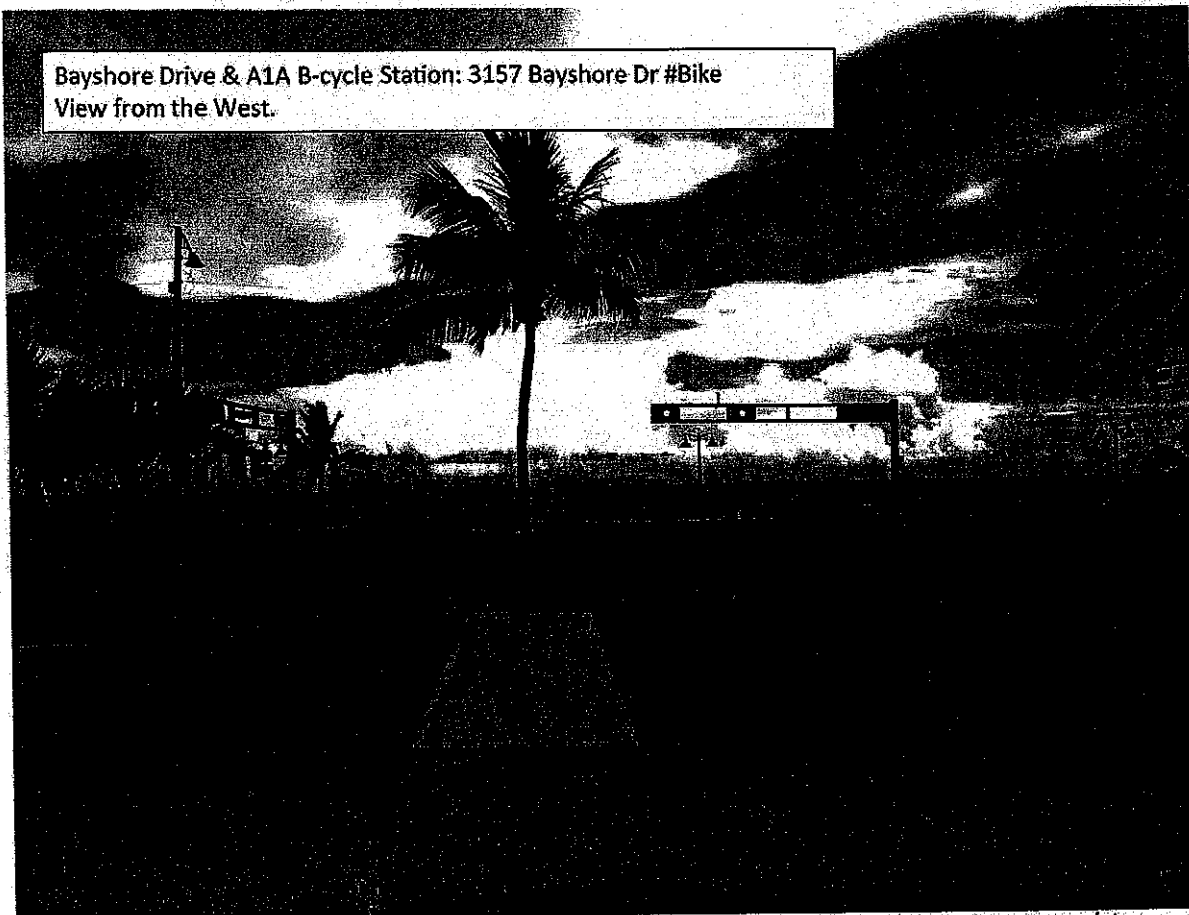
Bayshore Drive & A1A B-cycle Station: 3157 Bayshore Drive #Bike



9/1/2013

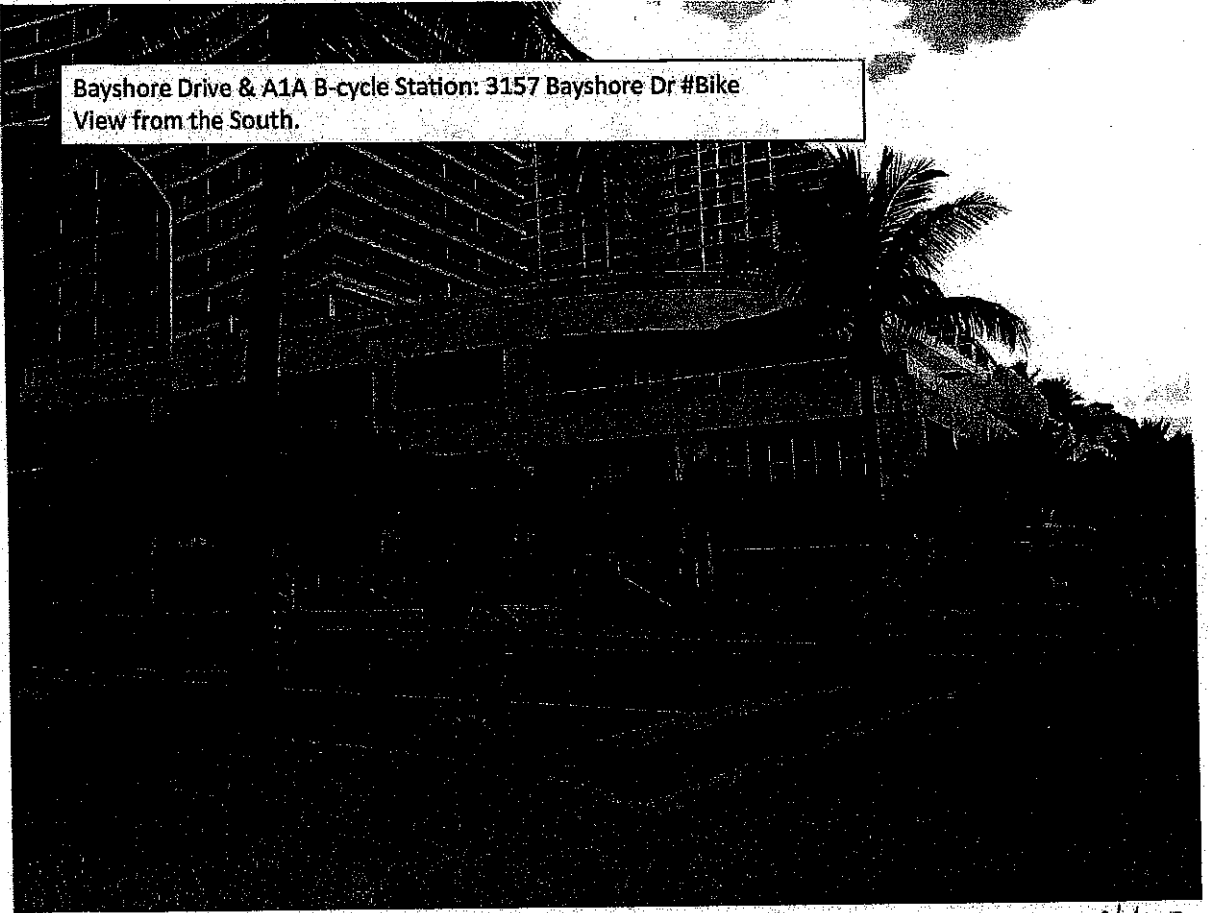


Bayshore Drive & A1A B-cycle Station: 3157 Bayshore Dr #Bike  
View from the West.



9/1/2013

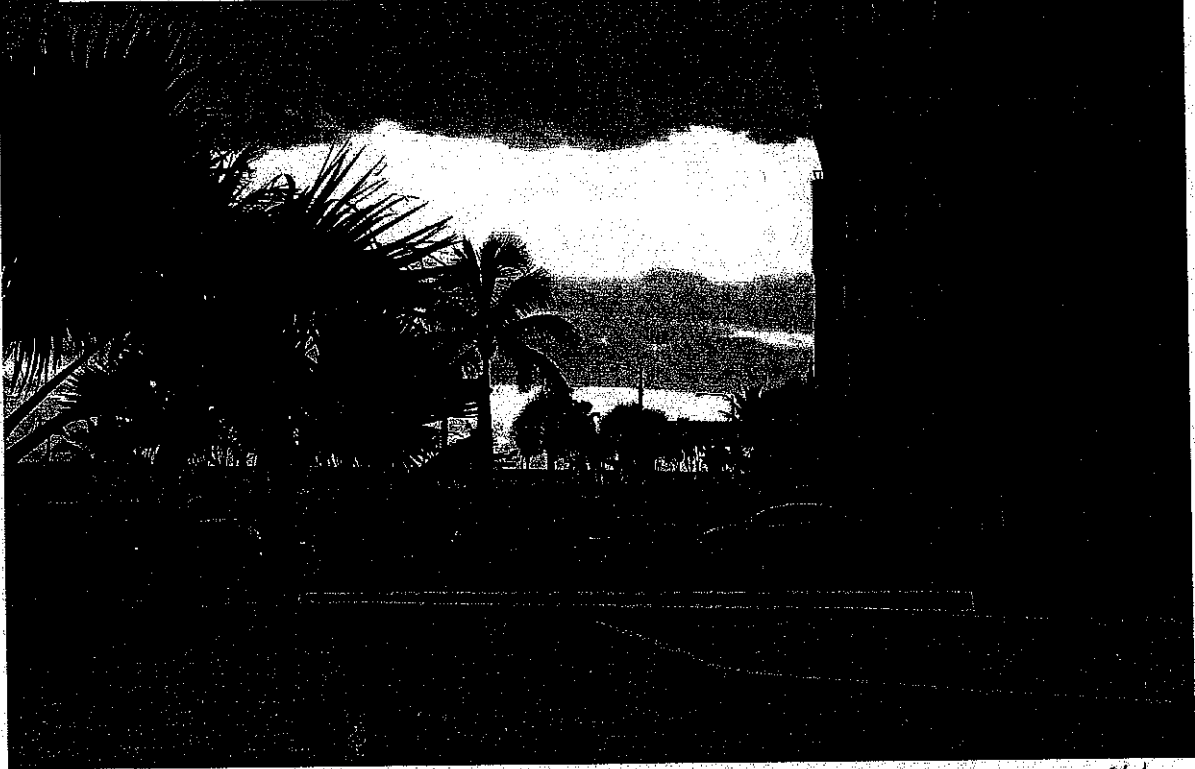
Bayshore Drive & A1A B-cycle Station: 3157 Bayshore Dr #Bike  
View from the South.



9/1/2013

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Bayshore Drive & A1A B-cycle Station: 3157 Bayshore Dr #Bike  
View from the North.



9/1/2013

Bayshore Drive & A1A B-cycle Station: 3157 Bayshore Dr #Bike  
View from the East.

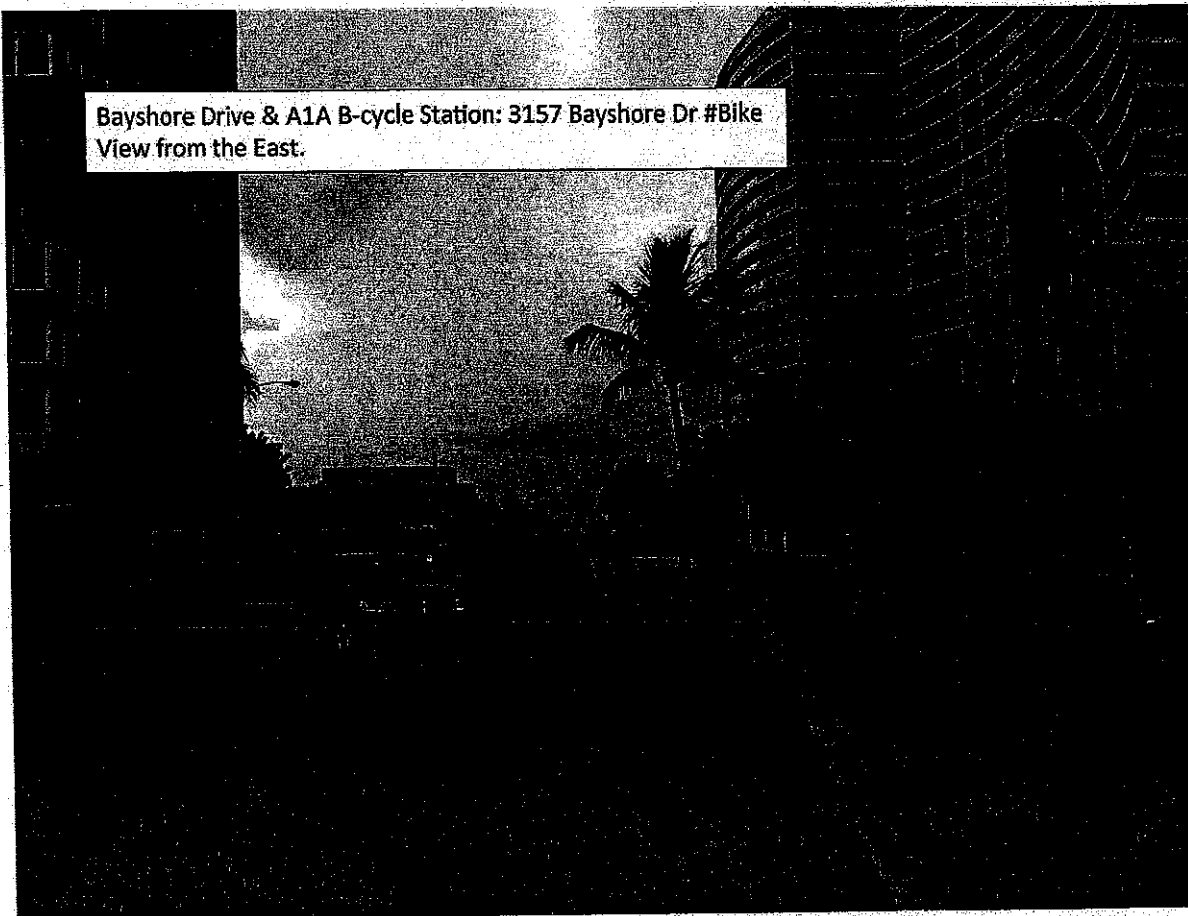
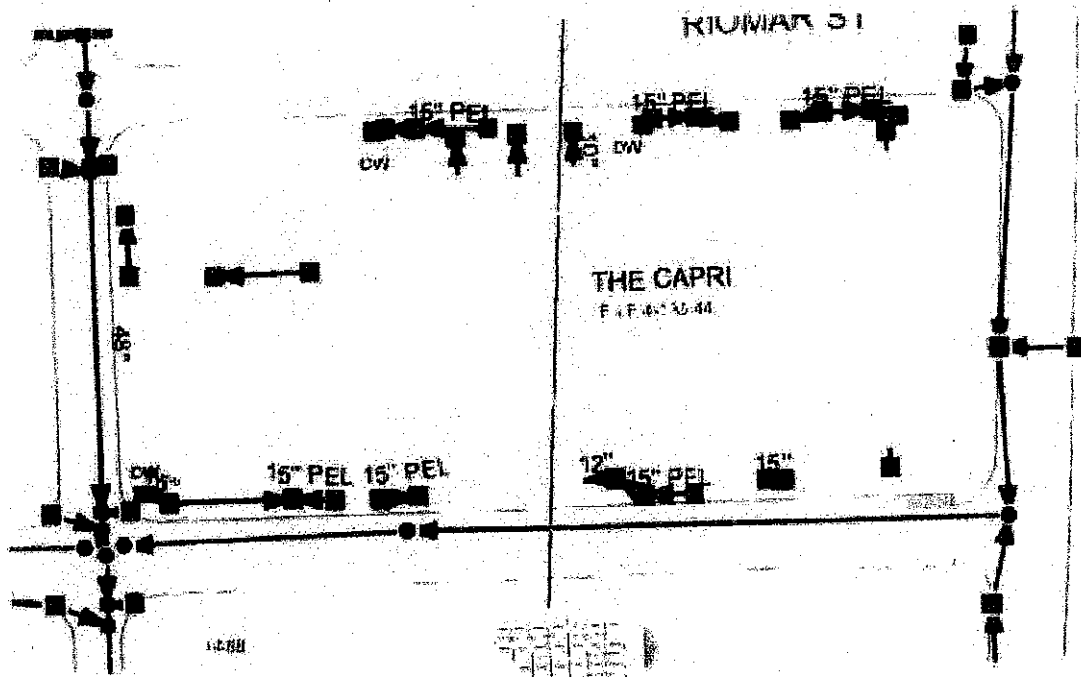


EXHIBIT 1  
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**City of Fort Lauderdale  
Storm Atlas Sheet**



Section 015042

City Storm Water Line

County Storm Water Line

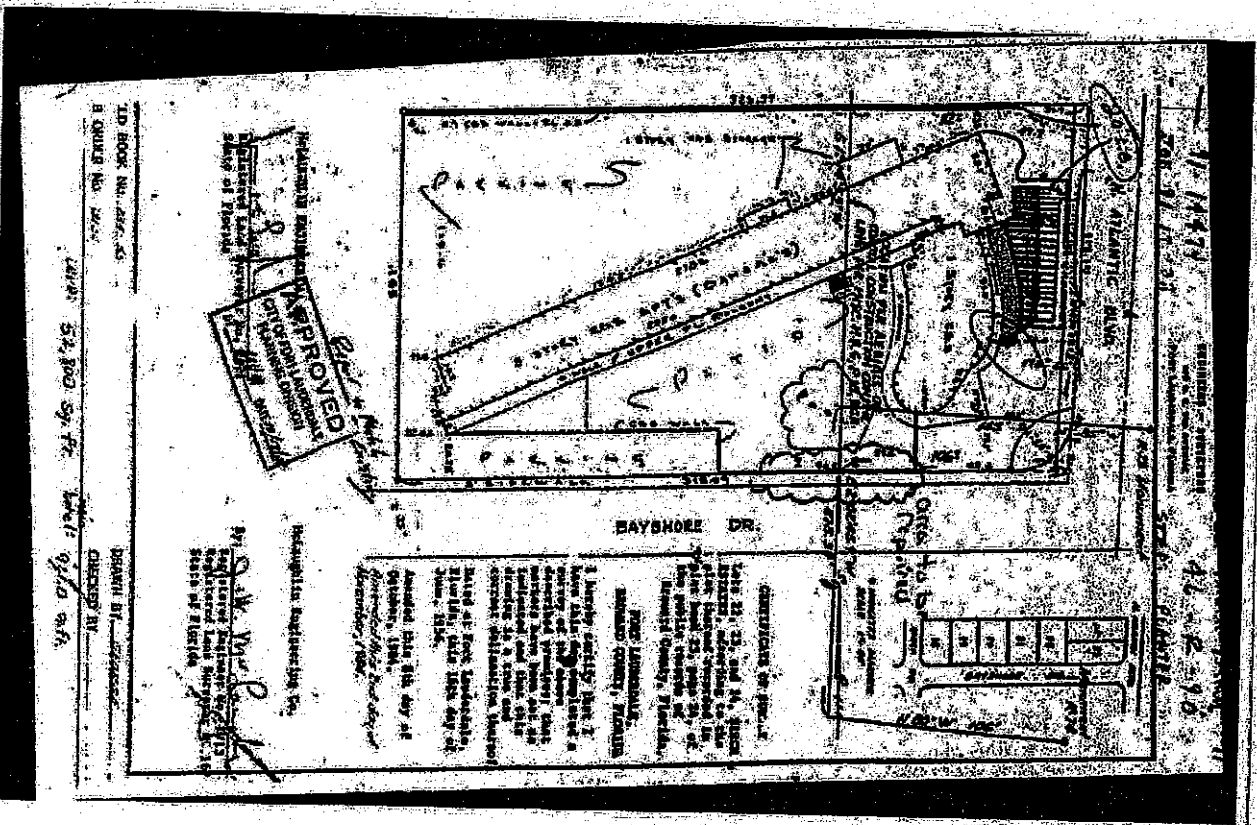
State

**EXHIBIT 1**

**13-1632**

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Bayshore Drive & A1A B-cycle Station: 3157 Bayshore Drive #Bike



**APPROVED**  
 CITY OF MIAMI  
 DEPARTMENT OF PERMITS  
 10/15/54

**DESCRIPTION OF PROJECT**  
 Plans for the construction of a building on Bayshore Dr. The building is to be a two-story structure with a total area of approximately 10,000 square feet. The building is to be used for office purposes. The plans show the building footprint, the location of the stairs, and the location of the restroom. The building is to be situated on a lot bounded by Bayshore Dr. to the north and Atlantic Blvd. to the east. A drive is shown leading to the building. The drawing includes various structural lines, dimensions, and annotations.

1-D BOOK NO. 447-43  
 B QUOTE NO. 245  
 DRAWN BY: [Signature]  
 CHECKED BY: [Signature]  
 57,000 Sq. Ft. [Signature]