Work Request No. 22099028

Sec.08, Twp 49, Rge 42

Parcel I.D.<u>494209290088</u> (Maintained by County Appraiser)

EASEMENT (BUSINESS)

This Instrument Prepared By

Name: Jim Jernigar

Co. Name: Florida Power and Light Company

Address: 500 Bayfront Pkwy BIN 093

Pensacola, FL 32520

The undersigned, in consideration of the payment of \$1.00 and other good and valuable consideration, the adequacy and receipt of which is hereby acknowledged, grant and give to Florida Power & Light Company, its affiliates, licensees, agents, successors, and assigns ("FPL"), a non-exclusive easement forever for the construction, operation and maintenance of overhead and underground electric utility facilities (including wires, poles, guys, cables, conduits and appurtenant equipment) to be installed from time to time; with the right to reconstruct, improve, add to, enlarge, change the voltage as well as the size of, and remove such facilities or any of them within an easement described as follows:

Reserved for Circuit Court

See Exhibit "A" ("Easement Area")

Bonded through National Notary Assn.

Together with the right to permit any other person, firm, or corporation to attach wires to any facilities hereunder and lay cable and conduit within the Easement Area and to operate the same for communications purposes; the right of ingress and egress to the Easement Area at all times; the right to clear the land and keep it cleared of all trees, undergrowth and other obstructions within the Easement Area; the right to trim and cut and keep trimmed and cut all dead, weak, leaning or dangerous trees or limbs outside of the Easement Area, which might interfere with or fall upon the lines or systems of communications or power transmission or distribution; and further grants, to the fullest extent the undersigned has the power to grant, if at all, the rights hereinabove granted on the Easement Area heretofore described, over, along, under and across the roads, streets or highways adjoining or through said Easement Area.

to grant, if at all, the rights hereinabove granted on the Ease the roads, streets or highways adjoining or through said Ease	ment Area.		
IN WITNESS WHEREOF, the undersigned has signed and se	ealed this instrum	nent on July 3 44	, 20 <u>24</u>
Signed, sealed and delivered in the presence of: (Witness' Signature)	City of Ft Laude	erdale, fee simple ownerof the I	Easement Area
Print Name: (Witness)	Print Name: _	Susan Grant	
Print Address: 101 NE 3rd Avenue	Print Title:	Acting City Manager	
Forthausiderdaule, FL 33301	Print Address:	101 NE 3rd Avenue, Ste. 1430	- MATTERITY OF THE
1) Kgrudnoha		Fort Lauderdale, FL 33301	ORT LAUDE
1 michanic.	EST: Jung d R. Soloman, City	Approved as to form and Thomas J. Ansbro. City A	
STATE OF FLORIDA AND COUNTY OF A		The ferrories i	COUNT
STATE OF $Florida$ AND COUNTY OF \ge acknowledged before me by $[\times]$ physical presence			
July 2024, by Greg Chavarria, the City			
corporation of the State of Florida, who is personally k			
identification, and who did (did not) take an oath.			of Identification)
My Commission Expires:	Not	ashly & Jiron tary Public Signature	
ASHLEY KHIANA DIXON Notary Public - State of Florida Commission # HH 267914 My Comm. Expires May 24, 2026	Prir	nt Name Ashley K. Six	20_

JOINDER AND CONSENT BY LESSEE

IN WITNESS WHEREOF, the undersigned has signed and sealed this instrument on April 23, 2024.

Signed , sealed and delivered in the presence of:	JM Family Automotive LLC, a Delaware limited liability company, successor by			
	conversion of JM Family Enterprises, Inc., a			
	Delaware corporation			
	1 - 0 00			
M S	By: file Stall			
(Witness Signature)	Print Name: Peter J. Sudler			
Print Name: MATTIE DUGGA	Print Title: Vice President, Associate Services			
(Witness)	Print Address: 100 Jim Moran Blvd.			
Print Address: 100 JIM MORAN BUD	Deerfield Beach, FL 33442			
DEERFIELD BELOH FL				
In Min				
(Witness Signature)				
Print Name: Joshva Mindilk				
(Witness)				
Print Address: 100 J.m Maran Blud				
Deerfield Beach, FL				
STATE OF FLORIDA AND COUNTY OF BROWARD.	The foregoing instrument was acknowledged before			
me by physical presence or [] on-line notarization	n, this 23rd day of April, 2024, by Peter J. Sudler, the			
Vice President, Associate Services of JM Family Aut				
successor by conversion of JM Family Enterprises				
known to me o r has produced	as identification, and who did (did			
not) take an oath.				
(Type of Identification)	Ω_M			
	//// MI			
My Commission Expires:				
	Notary Public, Signature			
	Print Name:			
	MICHELE GRABASCH			
	MY COMMISSION # HH 206073			
	EXPIRES: February 2, 2026 Bonded Thru Notary Public Underwriters			

MICHELE GRABASCH
MY COMMISSION & HH 200073
EZPIRES: February 2, 2026
Exoded That Michely Profic Lydermines

SKETCH AND DESCRIPTION

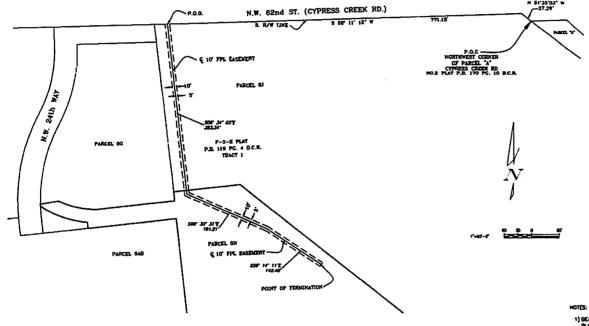
Exhibit A

A PORTION OF TRACT 1, "Y-X-E PLAT", ACCORDING TO THE PLAT THEREOF, RECORDED IN PLAT BOOK 119, PLACE 4, OF THE PUBLIC RECORDS OF BROWNED COUNTY, FLORING, BEING DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHWEST CONFER OF PARCEL "X", "TYPRESS CEEDS ROUD NO. 2 PLAT-ACCORDING TO THE PART THEREOF, AS RECORDED IN PLAT BOOK 170, PLACE 10 OF THE PUBLIC RECORDS OF BROWNED COUNTY, FLORIDA, THOUGH THOUGH STUDY 3". A DISTANCE OF 2728 FEET TO THE SECURI ROAD OF THY LINE OF MY CHO STREET COPPRESS CHECK ROUD) TRACTE SOUTH BOTH OF SUD STREET THE POST OF THE CONTROL TO THE POST OF THE CONTROL THE SOUTH BOTH OF A 10,00 FOOT WIDE EASEMENT LYNG 5.00 FEET ON EACH SDEED OF THE FOLLOWING DESCRIBED LINE;

THENCE S 06'34'03" E. A DISTANCE OF 303.34 FEET; THENCE S 66'30'31" E. A DISTANCE OF 191.21 FEET; THENCE S 96'14'11" E. A DISTANCE OF 192.46 FEET TO THE POINT OF TERMONATION. THE SIDELINES OF SAID EASILIDIT TO BE ETHER LENGTHENED OR SHORTEMED TO MEET AT AMOLE POINTS.

SAO LANDS LYING AND STUATE IN THE CITY OF FORT LAUDERDALE, BROWARD COUNTY, FLORIDA, SAID LANDS CONTAINING 7,170 SQUARE FEET OR 0.1846 ACRES, MORE OR LESS.

LEGAL DESCRIPTION: FPL EASDADAT PARCEL SH AND BJ



LOCATION WAP (N.T.S) SITE LOCATION -

LEGEND

P.O.B. = POINT OF BEGINNING
P.O.C. = POINT OF COMMENCEMENT
P.B. = PLAT BOOK
P.G. = PAGE
B.C.R. = BROWARD COUNTY RECORDS
N.T.S. = NOT TO SCALE
FPL - FLORDA POWER AND LIGHT
FXE - T. LAUDERDALE EXECUTIVE AIRPORT

- RIGHT OF WAY - CENTERLINE

1) BEARNICS SHOWN HEREON ARE BASED ON GRID BEARNICS DERIVED FROM FLORIDA STATE PLANE COGROMATES (1982/NO) USING THE SOUTH RIGHT OF WAY LINE OF CYPRESS CRIEF BOULD-VARIO BEING & BEI'11'2" W.
2) THIS IS NOT A SKETCH OF SURVEY AND DOES NOT REPRESENT A FELD SURVEY.
3) SUBJECT TO DESTING CASELENTS, RIGHT-OF WAYS, COVENANTS, RESERVATIONS AND RESTRICTIONS OF RECORD, IF ANY.
PLASELENT IS BASED ON SURFACE LOCATION OF BURBED FPL LINE PROVIDED BY FPL SURVEY/CABLE LOCATIONS DEPARTMENT ON 2/21/243) THIS SHETCH IS NOT VALUE WHIROUT THE SCHATURE AND ORIGINAL RAISED SEAL OR LLCETRONIC SEAL AND SIGNATURE OF A FLORIDA LICENSED SURVEYOR AND MAPPER.

I HEREDY CERTIFY THAT THE HEREIN SHETCH AND DESCRIPTION IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BRUSE, PREPARED LIBORS MY RESPONSIBLE CHARGE IN ACCORDANCE WITH THE STANDARDS OF PRACTICE IN CHAPTER 53-17, FLORIDA ADMINISTRATIVE CODES, PURSUANT TO SECTION 472.027.

DATED: FEBRUARY 23, 2024



Digitally signed by Michael W Donaldson Date: 2024.02.23 10:22:19 -05'00'

MICHAEL W. DONALDSON PROFESSIONAL SURVEYOR AND MAPPER NO. 6490 STATE OF FLORIDA

) PUBLIC WORKS DEPARTMENT ENGINEERING & ARCHITECTURE CITY OF FORT LAUDERDALE

EASEMENT
4 & DESCRIPTION
8H AND 8J

PROJECT FXE FPL I SKETCH PARCEL I

Page 3 of 3

From: Robert Dunckel

Sent: Monday, July 1, 2024 1:10 PM
To: Susan Grant; Thomas Ansbro

Cc: D'Wayne Spence; Sonia Sierra; Shari Wallen; Rufus James
Subject: Re: CAM 24-24-0462 - FPL Easement - JM Family Enterprise

Susan / Tom,

I am viewing this through the lens of a 45 + years of real estate practice and title examination. As an outsider to this transaction, I would call into question the mode of execution in light of the Resolution that delegates authority to execute to Susan as Acting City Manager. It is pretty much standard practice for a title examiner in a municipal real estate instruments of conveyance to look to the Charter for the proper mode of execution.

As such, we will be forwarding to you the FPL Easement for execution by you.

As a practical matter, in real estate transactions where there is a brief absence of the City Manager or Acting City Manager, I would advocate that the better practice may be to postpone execution of the instrument of conveyance until the return of the City Manager or Acting City Manager in the absence of a Resolution delegating authority for execution to some other person.

Robert B. Dunckel Assistant City Attorney

One East Broward Blvd., Suite 1605 Fort Lauderdale, FL 33301 (954) 828-5040 | rdunckel@fortlauderdale.gov





Under Florida law, most e-mail messages to or from City of Fort Lauderdale employees or officials are public records, available to any person upon request, absent an exemption. Therefore, any e-mail message to or from the City, inclusive of e-mail addresses contained therein, may be subject to public disclosure.

From:

Robert Dunckel

Sent:

Monday, July 1, 2024 1:16 PM

To:

Sonia Sierra

Cc:

Susan Grant; Thomas Ansbro; Robert Dunckel

Subject:

Fwd: CAM 24-24-0462 - FPL Easement - JM Family Enterprise

Attachments:

E06.05.24 Executed - Easement COFL- JM family automotive LLC. FXE.pdf

Sonia,

Please forward to Susan a fresh page 1 of 3 of the FPL Easement so that it can be executed by Susan instead of Ben Rogers.

Any questions?

Thank you.

Robert B. Dunckel Assistant City Attorney One East Broward Blvd., Suite 1605 Fort Lauderdale, FL 33301

(954) 828-5040 | rdunckel@fortlauderdale.gov





Under Florida law, most e-mail messages to or from City of Fort Lauderdale employees or officials are public records, available to any person upon request, absent an exemption. Therefore, any e-mail message to or from the City, inclusive of e-mail addresses contained therein, may be subject to public disclosure.

RBD works for the City Attorney's Office on a part-time basis only. Because of medical issues he

From: D'Wayne Spence

Sent: Monday, July 1, 2024 1:58 PM
To: Robert Dunckel; Thomas Ansbro

Cc: Susan Grant; Sonia Sierra; Shari Wallen; Rufus James

Subject: RE: CAM 24-24-0462 - FPL Easement - JM Family Enterprise

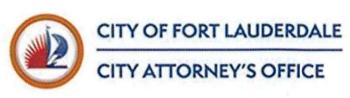
I agree with Bob's position and believe the document should be re-executed by Susan.

Susan, I think your memorandum does provide actual or apparent authority in performing must of the functions of the City Manager, however, I don't think we have any legal basis to suggest Ben has actual or apparent authority to bind the City because the delegation of authority granted under Sec. 4.01(b) is expressly provided to the City Commission and is not something the City Manager can give.

D'Wayne M. Spence, B.C.S. **Deputy City Attorney**

City of Fort Lauderdale, Florida 1 East Broward Blvd., Suite 1605 Fort Lauderdale, FL 33301 (954) 828-5042 | dspence@fortlauderdale.gov





Under Florida law, most e-mail messages to or from City of Fort Lauderdale employees or officials are public records, available to any person upon request, absent an exemption. Therefore, any e-mail message to or from the City, inclusive of e-mail addresses contained therein, may be subject to public disclosure.

From: Robert Dunckel < RDunckel@fortlauderdale.gov>

Sent: Monday, July 01, 2024 1:12 PM

To: Thomas Ansbro <TAnsbro@fortlauderdale.gov>

Cc: Susan Grant <SuGrant@fortlauderdale.gov>; D'Wayne Spence <DSpence@fortlauderdale.gov>; Sonia Sierra

<SSierra@fortlauderdale.gov>; Shari Wallen <SWallen@fortlauderdale.gov>; Rufus James

<RJames@fortlauderdale.gov>; Robert Dunckel <RDunckel@fortlauderdale.gov>

Subject: Re: CAM 24-24-0462 - FPL Easement - JM Family Enterprise

Tom,

Not shopping for changes in the Charter. I leave that to others for another day.

Only shopping for the proper execution of the FPL Easement in light of the provisions in the Charter.

From: Thomas Ansbro

Sent: Monday, July 1, 2024 12:13 PM
To: Robert Dunckel; D'Wayne Spence

Cc: Sonia Sierra; Shari Wallen; Rufus James; Susan Grant

Subject: RE: CAM 24-24-0462 - FPL Easement - JM Family Enterprise

OK

Thomas J. Ansbro City Attorney

1 East Broward Blvd., Suite 1605 Fort Lauderdale, Florida 33301

(954) 828-5038 | Fac: (954) 828-5915 | tansbro@fortlauderdale.gov



Under Florida law, most e-mail messages to or from City of Fort Lauderdale employees or officials are public records, available to any person upon request, absent an exemption. Therefore, any e-mail message to or from the City, inclusive of e-mail addresses contained therein, may be subject to public disclosure.

From: Robert Dunckel < RDunckel@fortlauderdale.gov>

Sent: Monday, July 1, 2024 12:09 PM

To: Thomas Ansbro <TAnsbro@fortlauderdale.gov>; D'Wayne Spence <DSpence@fortlauderdale.gov> **Cc:** Sonia Sierra <SSierra@fortlauderdale.gov>; Shari Wallen <SWallen@fortlauderdale.gov>; Rufus James

<RJames@fortlauderdale.gov>; Robert Dunckel <RDunckel@fortlauderdale.gov>; Susan Grant

<SuGrant@fortlauderdale.gov>

Subject: Re: CAM 24-24-0462 - FPL Easement - JM Family Enterprise

Tom / D'Wayne,

This instrument was prepared in such a manner as to be signed by Susan Grant, Acting City Manager.

In fact, it was executed by Ben Rogers.

On its face, as executed, it raises question marks.

Charter Sec. 4.01 (b) requires the instrument to be executed by the Mayor and City Manager, unless a Resolution is adopted delegating execution to another person. In this instance that delegation, by Resolution, was to Susan Grant as Acting City Manger.

I am inclined to have page 1 re-executed by Susan Grant unless you have a more compelling explanation.

Please advise.

Thank you.

Robert B. Dunckel
Assistant City Attorney
One East Broward Blvd., Suite 1605
Fort Lauderdale, FL 33301
(954) 828-5040 | rdunckel@fortlauderdale.gov





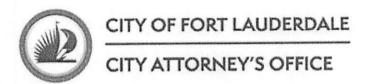
Under Florida law, most e-mail messages to or from City of Fort Lauderdale employees or officials are public records, available to any person upon request, absent an exemption. Therefore, any e-mail message to or from the City, inclusive of e-mail addresses contained therein, may be subject to public disclosure.

RBD works for the City Attorney's Office on a part-time basis only. Because of medical issues he is telecommuting from home. If you have difficulty reaching him contact his Paralegal Assistant, Sonia Sierra at Ssierra@fortlauderdale.gov or (954) 828-5598. In Sonia's absence please contact Erica Keiper, Sr. Legal Assistant, at Ekeiper@fortlauderdale.gov or by phone at (954) 828-6088.

On Jul 1, 2024, at 10:58 AM, Sonia Sierra < SSierra@fortlauderdale.gov > wrote:

Here you go Bob.

Best Regards, Sonia Sierra Paralegal 1 East Broward Blvd., Suite 1605 Fort Lauderdale, FL 33301 (954) 828-5598 | <u>ssierra@fortlauderdale.gov</u>



Under Florida law, most e-mail messages to or from City of Fort Lauderdale employees or officials are public records, available to any person upon request, absent an exemption. Therefore, any e-mail message to or from the City, inclusive of e-mail addresses contained therein, may be subject to public disclosure.

From: Robert Dunckel < RDunckel@fortlauderdale.gov >

Sent: Monday, July 1, 2024 10:39 AM

To: Sonia Sierra < SSierra@fortlauderdale.gov >

Cc: Robert Dunckel < RDunckel@fortlauderdale.gov >

Subject: Re: CAM 24-24-0462 - FPL Easement - JM Family Enterprise

Sonia,

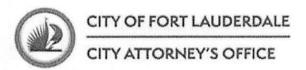
I need to coordinate with Jim Jernigan and Peter Ramsey.

Please forward to me a copy of the fully executed FPL Easement from the 06.05.24 Commission Agenda.

I want to provide Jim & Peter with a copy of that fully executed FPL Easement.

Thank you.

Robert B. Dunckel
Assistant City Attorney
One East Broward Blvd., Suite 1605
Fort Lauderdale, FL 33301
(954) 828-5040 | rdunckel@fortlauderdale.gov





Under Florida law, most e-mail messages to or from City of Fort Lauderdale employees or officials are public records, available to any person upon request, absent an exemption. Therefore, any e-mail message to or from the City, inclusive of e-mail addresses contained therein, may be subject to public disclosure.

RBD works for the City Attorney's Office on a part-time basis only. Because of medical issues he is telecommuting from home. If you have difficulty reaching him contact his Paralegal Assistant, Sonia Sierra at SSierra@fortlauderdale.gov or (954) 828-5598. In Sonia's absence please contact Erica Keiper, Sr. Legal Assistant, at EKeiper@fortlauderdale.gov or by phone at (954) 828-6088.

On Jul 1, 2024, at 10:22 AM, Sonia Sierra <<u>SSierra@fortlauderdale.gov</u>> wrote:

Hello Bob,

We are in the middle of prepping to move and just wanted to confirm I am still holding this original and not recording it in public record yet.

Best Regards, Sonia Sierra Paralegal

1 East Broward Blvd., Suite 1605 Fort Lauderdale, FL 33301 (954) 828-5598 | ssierra@fortlauderdale.gov

Under Florida law, most e-mail messages to or from City of Fort Lauderdale employees or officials are public records, available to any person upon request, absent an exemption. Therefore, any e-mail message to or from the City, inclusive of e-mail addresses contained therein, may be subject to public disclosure.

From: Robert Dunckel < RDunckel@fortlauderdale.gov >

Sent: Tuesday, June 11, 2024 12:17 PM

To: Sonia Sierra < SSierra@fortlauderdale.gov>

Cc: Rufus James < RJames@fortlauderdale.gov >; Robert Dunckel

<RDunckel@fortlauderdale.gov>

Subject: Re: CAM 24-24-0462 - FPL Easement - JM Family Enterprise

Sonia.

Please go ahead and send it to the Clerk's Office for signature.

Provide me with a copy of the FPL Easement executed by the City.

However, hold on it after executed. I need to coordinate recordation of this FPL Easement with FPL's vacation of the previous invalid easement.

Robert B. Dunckel
Assistant City Attorney
One East Broward Blvd., Suite 1605
Fort Lauderdale, FL 33301
(954) 828-5040 | rdunckel@fortlauderdale.gov

Under Florida law, most e-mail messages to or from City of Fort Lauderdale employees or officials are public records, available to any person upon request, absent an exemption. Therefore, any email message to or from the City, inclusive of e-mail addresses contained therein, may be subject to public disclosure.

RBD works for the City Attorney's Office on a part-time basis only. Because of medical issues he is telecommuting from home. If you have difficulty reaching him contact his Paralegal Assistant, Sonia Sierra at Ssierra@fortlauderdale.gov or (954) 828-5598. In Sonia's absence please contact Erica Keiper, Sr. Legal Assistant, at EKeiper@fortlauderdale.gov or by phone at (954) 828-6088.

On Jun 11, 2024, at 12:12 PM, Sonia Sierra <<u>SSierra@fortlauderdale.gov</u>> wrote:

Hello Bob, Tom has signed I will await your instructions to route to clerk for signature.

Best Regards, Sonia Sierra Paralegal

1 East Broward Blvd., Suite 1605 Fort Lauderdale, FL 33301 (954) 828-5598 | <u>ssierra@fortlauderdale.gov</u>

Under Florida law, most e-mail messages to or from City of Fort Lauderdale employees or officials are public records, available to any person upon request, absent an exemption. Therefore, any e-mail message to or from the City, inclusive of e-mail addresses contained therein, may be subject to public disclosure.

From: Robert Dunckel < RDunckel@fortlauderdale.gov >

Sent: Thursday, June 6, 2024 9:32 AM

To: Sonia Sierra < SSierra@fortlauderdale.gov>

Cc: Robert Dunckel < RDunckel@fortlauderdale.gov >; Rufus James

<RJames@fortlauderdale.gov>

Subject: Re: CAM 24-24-0462 - FPL Easement - JM Family Enterprise

Good morning Sonia!

Yes, Tom may sign the FPL Easement.

Hold it until I get back to you.

I need to contact FPL attorneys to coordinate the recording of this FPL Easement and the vacation or termination of the former (invalid) FPL Easement.

Robert B. Dunckel
Assistant City Attorney
One East Broward Blvd., Suite 1605
Fort Lauderdale, FL 33301
(954) 828-5040 | rdunckel@fortlauderdale.gov

Under Florida law, most e-mail messages to or from City of Fort Lauderdale employees or officials are public records, available to any person upon request, absent an exemption. Therefore, any e-mail message to or from the City, inclusive of e-mail addresses contained therein, may be subject to public disclosure.

RBD works for the City Attorney's Office on a part-time basis only. Because of medical issues he is telecommuting from home. If you have difficulty reaching him contact

his Paralegal Assistant, Sonia Sierra at Ssierra@fortlauderdale.gov or (954) 828-5598. In Sonia's absence please contact Erica Keiper, Sr. Legal Assistant, at Ekeiper@fortlauderdale.gov or by phone at (954) 828-6088.

On Jun 6, 2024, at 9:21 AM, Sonia Sierra <<u>SSierra@fortlauderdale.gov</u>> wrote:

Good morning, Bob, The action summary notes this was adopted. Please advise if this easement can be signed by Tom at this time. If so, I will route this on Monday.

Best Regards,
Sonia Sierra
Paralegal
1 East Broward Blvd., Suite 1605
Fort Lauderdale, FL 33301
(954) 8285598 | ssierra@fortlauderdale.gov

Under Florida law, most e-mail messages to or from City of Fort Lauderdale employees or officials are public records, available to any person upon request, absent an exemption. Therefore, any e-mail message to or from the City, inclusive of e-mail addresses contained therein, may be subject to public disclosure.

RESOLUTION NO. 24-102

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, AUTHORIZING THE EXECUTION BY THE ACTING CITY MANAGER ON BEHALF OF THE CITY OF AN EASEMENT IN FAVOR OF FLORIDA POWER & LIGHT COMPANY FOR UTILITY EASEMENTS OVER CITY-OWNED PARCELS 8H AND 8J AT EXECUTIVE AIRPORT – JM FAMILY AUTOMOTIVE, LLC, IS THE LESSEE OF PARCEL 8H; REPEALING ALL RESOLUTIONS OR PARTS THEREOF IN CONFLICT WITH THIS RESOLUTION; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Fort Lauderdale ("City") owns parcels 8H and 8J at Executive Airport wherein JM Family Automotive, LLC ("JMFA") is the Lessee of Parcel 8H consisting of 5.13 acres (223,561 square feet) of General Aviation Airport zoned property located on the northwest portion of the Airport under terms of a long-term lease agreement; and

WHEREAS, in 2006 JMFA added a power generator to the leasehold to ensure uninterrupted service in the event of a power outage; and

WHEREAS, the Florida Power & Light ("FPL") Utility Easement was not prepared properly by FPL & JMFA, so we are correcting the FPL Utility Easement so that it identifies the correct Sketch & Legal Description for the utility easement area; and

WHEREAS The FPL easement includes but is not limited to FPL's rights of ingress and egress, trimming trees and laying cable and conduit within the Easement Area on Parcels 8H and 8J.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA:

SECTION 1. The City Commission hereby authorizes the execution of an Easement by the Acting City Manager in favor of Florida Power & Light Company for utility easements over Cityowned Parcels 8H and 8J at Executive Airport - JM Family Automotive, LLC, Lessee.

<u>SECTION 2</u>. That the office of the City Attorney shall review and approve as to form all documents prior to their execution by the Proper City Officials.

<u>SECTION 3</u>. That if any clause, section or other provisions within this Resolution shall be held invalid or unconstitutional by a court of competent jurisdiction, the remainder of this Resolution shall not be affected thereby but shall remain in full force and effect.

RESOLUTION NO. 24-102

<u>SECTION 4.</u> That all Resolutions or parts thereof in conflict herewith are hereby repealed to the extent of such conflict.

SECTION 5. That this Resolution shall be in full force and effect upon final adoption.

ADOPTED this 4th day of June, 2024

Mayor

DEAN J. TRANTALIS

ATTEST:

City Clerk

DAVID R. SOLOMAN

APPROVED AS TO FORM

AND CORRECTNESS:

City Attorney

THOMA'S J. ANSBRO

Dean J. Trantalis Yea

John C. Herbst Yea

Steven Glassman Yea

Pamela Beasley-Pittman Yea

Warren Sturman Yea

PSJ CM-3 <u>24-0484</u>

Motion Approving a Three-Year Agreement for Operating Remote Control Miniature Race Cars at Mills Pond Park - Broward County R.C. Race Club, Inc. - (Commission District 3)

APPROVED

Yea: 5 - Commissioner Beasley-Pittman, Commissioner Sturman,
Commissioner Herbst, Vice Mayor Glassman and Mayor Trantalis

CONSENT RESOLUTION

KCM CR-2 24-0429

Resolution Approving the First Amendment to the Maintenance Memorandum of Agreement with the Florida Department of Transportation for Improvements Within the Right-of-Way of State Road A1A at Alhambra Street and Sebastian Street - (Commission District 2)

24-101

ADOPTED

Yea: 5 - Commissioner Beasley-Pittman, Commissioner Sturman,
Commissioner Herbst, Vice Mayor Glassman and Mayor Trantalis

RBD CR-3 24-0462

Resolution Authorizing the Acting City Manager to Execute an Easement in favor of Florida Power & Light Company for utility easements over City-owned Parcels 8H and 8J at Executive Airport - JM Family Automotive, LLC, Lessee Parcel 8H - (Commission District 1)

24-102

ADOPTED

Yea: 5 - Commissioner Beasley-Pittman, Commissioner Sturman,
Commissioner Herbst, Vice Mayor Glassman and Mayor Trantalis

PSJ CR-4 24-0472

Resolution Approving the Renaming of Waverly Park to Tequesta Park - (Commission District 2)

24-103

ADOPTED

ADOPTED

Yea: 5 - Commissioner Beasley-Pittman, Commissioner Sturman, Commissioner Herbst, Vice Mayor Glassman and Mayor Trantalis

RMH CR-5 24-0506

Resolution Accepting Grant Funds from the United States
Department of Homeland Security, Urban Area Security Initiative,
State of Florida Division of Emergency Management through the
City of Miami, FY 2023 Urban Area Security Initiative (UASI), for

24-104

\$354,517- (Commission Districts 1, 2, 3 and 4)

Yea: 5 - Commissioner Beasley-Pittman, Commissioner Sturman, Commissioner Herbst, Vice Mayor Glassman and Mayor Trantalis

Matthew E. Morrall, P.A.

2850 North Andrews Avenue Fort Lauderdale, Florida 33311-2514 Telephone (954) 563-4005

Matthew E. Morrall, Esquire

Facsimile: (954) 566-7754 E-mail: morrall@mattmorrall.com

April 29, 2024

VIA FEDERAL EXPRESS

Robert B. Dunckel, Assistant City Attorney One East Broward Blvd., Suite 1605 Fort Lauderdale, Florida 33301

Re: Easement

Dear Bob:

Please find enclosed the fully executed Easement by JM Family. Thank you for your help and please let me know if you have any questions.

Very truly yours,

Muts

MEM/ks

Matthew E. Morrall



DOCUMENT ROUTING FORM
Today's Date:

/	1	
/		

DOCUMENT TITLE: FPL Busine	ss Easement - COFL – JM Family Automotive, LLC - FXE
COMM. MTG. DATE: <u>6/4/2024</u> CA	NM #: <u>24-0462</u> ITEM #: <u>CA-3</u> CAM attached: ⊠YES □NO
Routing Origin: CAO Router Nam	e/Ext: <u>S.Sierra/5598</u> Action Summary attached: ⊠YES ☐NO
CIP FUNDED: ☐ YES ☐ NO	Capital Investment / Community Improvement Projects defined as having a life of at least 10 years and a cost of at least \$50,000 and shall mean improvements to real property (land, buildings, or fixtures) that add value and/or extend useful life, including major repairs such as roof replacement, etc. Term "Real Property" include: land, real estate, realty, or real.
1) Dept: <u>CAO</u> Router Name/Ext <u>S.</u>	Sierra/5598 # of originals routed: 1 Date to CAO: 71124
2) City Attorney's Office: Docume	nts to be signed/routed? ⊠YES □NO # of originals attached: _1_
Is attached Granicus document Fina	I? ⊠YES □NO Approved as to Form: ☑YES □NO
	mas J. Ansbro rney's Name
3) City Clerk's Office: # of originals	: Routed to: Donna V./Amber Cabrera./CMO Date:
4) City Manager's Office: CMO LC	OG #: Jon 12 Document received from:
Assigned to: SUSAN GRANT	ANTHONY FAJARDO ☐ LAURA REESE ☐ BEN ROGERS ☐
SUSAN GRANT as Ad	eting City Manager
APPROVED FOR S. GRANT'S S	IGNATURE N/A FOR S. GRANT TO SIGN
PER ACM: A. Fajardo	(Initial/Date) PER ACM: L. REESE (Initial/Date)
B. Rogers	(Initial/Date)
Comments/Questions:	
Forward originals to Mayor	CCODate:
5) Mayor/GRA Chairman: Please s seal (as applicable) Date:	ign as indicated. Forward originals to CCO for attestation/City
6) City Clerk: Scan original and for	wards1_ originals to: <u>Sonias Sierra/CAO/ Ext 5598</u>
Attach certified Reso # 24-16	YES NO Original Route form to Sonias/5598