



**CITY OF FORT LAUDERDALE**  
**City Commission Agenda Memo**  
**REGULAR MEETING**

**#24-0451**

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**TO:** Honorable Mayor & Members of the  
Fort Lauderdale City Commission

**FROM:** Greg Chavarria, City Manager

**DATE:** May 7, 2024

**TITLE:** Motion Approving and Authorizing Execution of An Agreement Ancillary to Revocable License Agreement, between Chief Real Estate LLC and the City of Fort Lauderdale – **(Commission District 4)**

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**Recommendation**

Staff recommends the City Commission consider a motion approving and authorizing the execution of an agreement, in substantially the form attached, for the perpetual maintenance of public realm improvements on SE 3<sup>rd</sup> Avenue, in association with the “SoFlo Rehab Office” project located at 224 SE 9<sup>th</sup> Street, as follows: An Agreement Ancillary to Revocable License Agreement (“Tri-Party RLA”), between Chief Real Estate LLC and the City of Fort Lauderdale (“AARLA”).

**Background**

On June 21, 2022 (CAM #22-0427) the City Commission approved and authorized the execution of the following agreements: 1) A Revocable License Agreement between Chief Real Estate LLC, Broward County, and the City of Fort Lauderdale for the installation and maintenance of improvements on SE 3<sup>rd</sup> Avenue in association with the “SoFlo Rehab Office” project located at 224 SE 9<sup>th</sup> Street; and 2) An Agreement Ancillary to Revocable License Agreement, between Chief Real Estate LLC and the City of Fort Lauderdale. The agreements were needed due to the City’s site plan approval conditions that required the Developer, Chief Real Estate LLC, to install and perpetually maintain trees, landscaping, irrigation, and structural soil on the west side of SE 3<sup>rd</sup> Avenue, which is under Broward County jurisdiction.

Subsequently, the County Commission approved the Tri-Party RLA in October 2022, which was then fully executed by the Licensee, City staff, and County staff and recorded in the Public Records of Broward County by County staff, and a copy of the Tri-Party RLA is attached as Exhibit 1. Meanwhile, the hardcopy original AARLA was also fully executed by City staff, however, it was then misplaced by the Developer prior to being recorded at the County. The City Attorney’s Office also revised the AARLA to reflect the City’s new address for notice purposes and updated the signature page. Therefore, City staff now requests that the current City Commission approve this revised AARLA and the execution thereof.

The Developer will provide a copy of the fully executed and recorded AARLA to city staff, prior to issuance of Final Certificate of Occupancy by the Development Services Department for the completed building and site plan improvements.

The limits of the License Area and all other pertinent provisions of the original Revocable License will remain the same, and a copy of the AARLA is attached as Exhibit 2.

**Resource Impact**

There is no fiscal impact to the City associated with this action.

**Strategic Connections**

This item is a FY 2024 *Commission* Priority, advancing the Transportation and Traffic initiative.

This item supports the *Press Play Fort Lauderdale 2029* Strategic Plan, specifically advancing:

- The Infrastructure and Resilience Focus Area
- Goal 4: Facilitate an efficient, multimodal transportation network

This item advances the *Fast Forward Fort Lauderdale 2035* Vision Plan: We Are Connected.

This item supports the *Advance Fort Lauderdale 2040* Comprehensive Plan, specifically advancing:

- The Infrastructure Focus Area
- The Transportation & Mobility Element
- Goal 1: Ensure the equitable development of a Complete Network for transportation that prioritizes Safety and emphasizes multimodal mobility and accessibility

**Attachments**

Exhibit 1 – Tri-Party RLA (Fully Executed and Recorded by the County)

Exhibit 2 – AARLA

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Prepared by: Raymond Meyer, Urban Engineer II, Development Services Department

Department Director: Christopher Cooper, AICP, Development Services Department