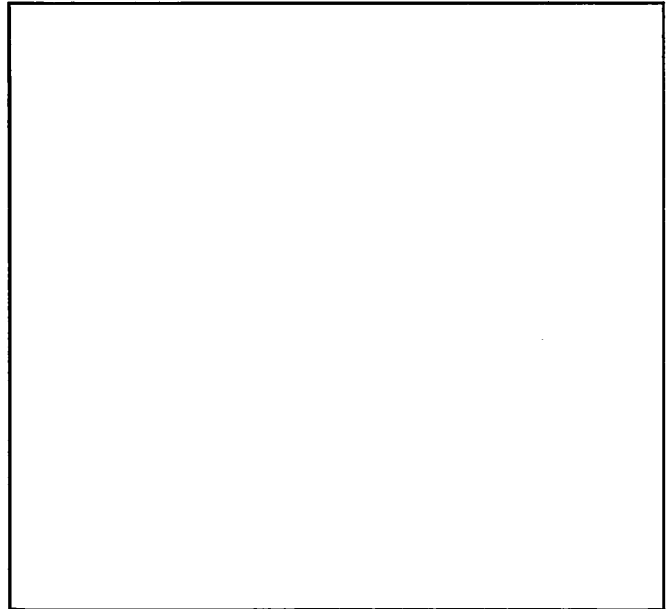


PREPARED BY AND RETURN TO:  
Robert B. Dunckel, Esq.  
City Attorney's Office  
City of Fort Lauderdale  
100 North Andrews Avenue  
Fort Lauderdale, Florida 33301

Folio Nos. 5042 10 12 0450  
5042 10 12 0451



Space Reserved for Recording Information

**CURRATIVE QUIT CLAIM DEED**

THIS INDENTURE, made this 26 day of August 2022, by and between:

**CITY OF FORT LAUDERDALE**, a municipal corporation existing under the laws of the State of Florida, whose Post Office address is 100 North Andrews Avenue, Fort Lauderdale, Florida 33301, hereinafter referred to as "GRANTOR",

and

**SIXTH STREET CORPORATION**, a Florida corporation, whose address is 116 NW 11 Avenue, Fort Lauderdale, Florida 33311, hereinafter "GRANTEE".

**RECITALS:**

WHEREAS, on April 21, 1997, Sixth Street Corporation, a Florida corporation, GRANTEE herein, without receipt of valuable consideration, executed and delivered to the City of Fort Lauderdale (GRANTOR herein) a five (5) Foot Right-Of-Way Easement Deed, (containing approximately 576 square feet) granting unto GRANTOR herein right-of-way easement rights over real property described therein, such Right-of-Way Easement Deed being recorded April 25, 1997 at Official Records Book 26334, Page 0085 of the Public Records of Broward County, Florida (hereinafter, "**5-foot Right-Of-Way Easement**"); and

WHEREAS, on April 21, 1997, Sixth Street Corporation, a Florida corporation, GRANTEE herein, without receipt of valuable consideration, executed and delivered to the City

of Fort Lauderdale (GRANTOR herein) a ten (10) foot Right-Of-Way Dedication (containing. Approximately 1,340 square feet) granting unto GRANTOR herein, right-of-way rights over the real property described therein, such Right-Of-Way Dedication Deed being recorded April 25, 1997, at Official Records Book 26334, Page 0098 of the Public Records of Broward County, Florida (hereinafter, “**10-foot Dedication**”); and

WHEREAS, the conveyances of the **5-foot Right-Of-Way Easement** and **10-foot Dedication** to the GRANTOR were for specific purposes; and

WHEREAS, the GRANTOR herein failed to use both the **5-foot Right-Of-Way Easement** and **10-foot Dedication** for the specific purposes for which they were conveyed for a period of sixty (60) consecutive months after the conveyances to the GRANTOR herein, nor did the GRANTOR herein identify the proposed use of either or both the **5-foot Right-Of-Way Easement** and **10-foot Dedication** in a comprehensive plan or other public facilities plan within such sixty (60) consecutive month period; and

WHEREAS, GRANTEE herein has made a written demand upon GRANTOR herein for reconveyance of the **5-foot Right-Of-Way Easement** and the **10-foot Dedication** described above; and

WHEREAS, under the circumstances recited above Florida Statute § 255.22 authorizes execution and delivery by Quit Claim Deed of re-conveyance made in the **5-foot Right-Of-Way Easement** and **10-foot Dedication** described above back to Grantee; and

WHEREAS, in consideration of the foregoing, the City Commission by adoption of Resolution No.22-18, at its Regular Meeting of January 18, 2022, authorized execution and delivery of a Quit Claim Deed by GRANTOR to GRANTEE, such Quit Claim Deed being dated January 18, 2022, recorded March 9, 2022, at Instrument # 117993963 of the Public Records of Broward County, Florida (“**01/18/22 Quit Claim Deed**”); and

WHEREAS, at the time of the **01/18/22 Quit Claim Deed**, GRANTEE herein owned the lands adjoining the real property within and abutting the above described **5-foot Right-Of-Way** and **10-foot Dedication**; and

WHEREAS, a discrepancy between the legal descriptions accompanying the (i) **5-foot Right-Of-Way Easement & 10-foot Dedications** and (ii) the **01/18/22 Quit Claim Deed** are intended to be rectified by this curative re-conveyance of the **5-foot Right-Of-Way Easement** and **10-foot Dedication**, described above, in this Curative Quit Claim Deed; and

WHEREAS, Sixth Street Corporation, executed and recorded an instrument entitled “Right-Of-Way Dedication Deed”, dated September 20, 2000, and recorded September 28, 2000 at Official Records Book 30889, Page 0976 (hereinafter, “**09/28/2000 Right-Of-Way Dedication Deed**”); the **09/28/2000 Right-Of-Way Dedication Deed** was neither delivered to nor accepted by the City of Fort Lauderdale and therefore whatever interests or easement rights were intended to

be conveyed in the **09/28/2000 Right-Of-Way Dedication Deed** never passed to the City of Fort Lauderdale; that notwithstanding the foregoing the City of Fort Lauderdale hereinbelow, as a remedial act, quit-claims, releases and remises unto Sixth Street Corporation the **09/28/2000 Right-Of-Way Dedication Deed** referenced above; and

WHEREAS, in consideration of the foregoing, the City Commission by adoption of Resolution No. 22-176 at its Regular Meeting of August 16, 2022 authorized execution and delivery of a reconveyance of this Quit Claim Deed by GRANTOR to GRANTEE.

WITNESSETH that said GRANTOR, for and in consideration of the sum of One Dollar (\$1.00), and other good and valuable consideration, receipt whereof is hereby acknowledged, does hereby remise, release, quit claim and convey to the said GRANTEE, its successors and assigns forever, any right, title or interest in and to the (i) **5-foot Right-Of-Way Easement**, (ii) **10-foot Dedication**, and (iii) the **09/28/2000 Right Of Way Dedication Deed** described above and the easement rights and property interests described therein, such real property and appurtenant easement rights or property interests thereto being located, situate and being in Broward County, Florida.

IN WITNESS WHEREOF, GRANTOR has hereunto set its hand and seal the day and year first above written.

WITNESSES:

Jeanette A. Fray  
Jeanette A. Fray  
[Witness-print or type name]

Donna Varisco  
Donna Varisco  
[Witness-print or type name]

CITY OF FORT LAUDERDALE, a  
municipal corporation of Florida

Dean J. Trantalis  
Dean J. Trantalis, Mayor

Greg Chavarria  
Greg Chavarria, City Manager

(CORPORATE SEAL)

ATTEST:

David R. Soloman  
David R. Soloman, City Clerk



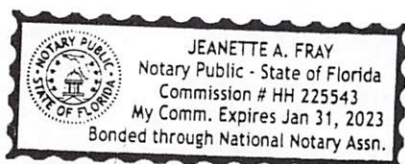
Approved as to Form:

Alain E. Boileau  
Alain E. Boileau, City Attorney

STATE OF FLORIDA:  
COUNTY OF BROWARD:

The foregoing instrument was acknowledged before me by means of  physical presence or  online, this 31<sup>st</sup> day of August, 2022, by DEAN J. TRANTALIS, Mayor of the CITY OF FORT LAUDERDALE, a municipal corporation of Florida. He is personally known to me and did not take an oath.

(SEAL)



Jeanette A. Fray  
Notary Public, State of Florida

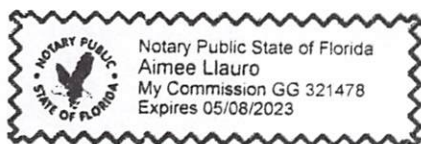
Jeanette A. Fray  
Name of Notary Typed, Printed or Stamped.

My Commission Expires: 1/31/23  
Commission Number: HH 225543

STATE OF FLORIDA:  
COUNTY OF BROWARD:

The foregoing instrument was acknowledged before me by means of  physical presence or  online, this August 26, 2022, by GREG CHAVARRIA, 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.

(SEAL)



Aimee Llauro  
Notary Public, State of Florida

Aimee Llauro  
Name of Notary Typed, Printed or Stamped.

My Commission Expires: \_\_\_\_\_  
Commission Number: \_\_\_\_\_

## Sonia Sierra

---

**From:** Bob Dunckel <dunckellaw@gmail.com>  
**Sent:** Thursday, August 25, 2022 9:21 AM  
**To:** Sonia Sierra  
**Cc:** Robert Dunckel; Erica Keiper; Robert Dunckel; Gustavo de Zendegui; Richard Sherman  
**Subject:** Fwd: [-EXTERNAL-] 08.16.22 Agenda / R-2 / CAM # 22-727 / Curative Quit Claim Deed  
**Attachments:** Scan of package for AEB to sign..pdf

Good morning Sonia.

I have reviewed the scan of package for AEB to sign.

It is OK. Please proceed to have it signed by AEB, then routed to the proper parties for their respective signatures, witnesses and acknowledgments.

Note: when this is fully executed the City, at its own expense, will record the Curative Quit Claim Deed.

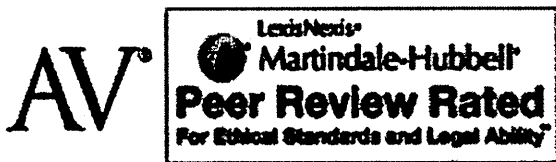
Thereafter, you will provide me with the recorded copy and I will forward it to Gustavo, et al.

Thank you.

**Robert B. Dunckel**  
**Assistant City Attorney**  
100 North Andrews Avenue  
Fort Lauderdale, FL 33301  
(954) 828-5040 | [rdunckel@fortlauderdale.gov](mailto:rdunckel@fortlauderdale.gov)



**CITY OF FORT LAUDERDALE**  
**CITY ATTORNEY'S OFFICE**



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 Assistant, Sonia Sierra at [SSierra@fortlauderdale.gov](mailto:SSierra@fortlauderdale.gov) or (954) 828-5598. In Sonia's absence please contact Erica Keiper, Sr. Legal Assistant, at [EKeiper@fortlauderdale.gov](mailto:EKeiper@fortlauderdale.gov) or by phone at (954) 828-6088.**

**R-2**     22-0737

Resolution Authorizing Reconveyance of Sidewalk Rights-Of-Way by Curative Quit Claim Deed Pursuant to Florida Statute § 255.22 - N.W. 7th Avenue and N.W. 4th Street (Commission District 3)

**ADOPTED**

**Yea:** 4 - Commissioner Moraitis, Commissioner Glassman, Vice Mayor Sorensen and Mayor Trantalis

**Not Present:** 1 - Commissioner McKinzie

**R-3**     22-0720

Resolution for an Affordable Housing Development Agreement Between Sunshine Shipyard, LLC. And the City of Fort Lauderdale for 48 Residential Affordable Housing Units, to Be Set Aside in Perpetuity - Sunshine Shipyard, LLC - UDP-S21043 - (Commission District 3)

**ADOPTED**

**Yea:** 4 - Commissioner Moraitis, Commissioner Glassman, Vice Mayor Sorensen and Mayor Trantalis

**Not Present:** 1 - Commissioner McKinzie

**R-4**     22-0596

Quasi-Judicial Resolution - Approving a Site Plan Level II Development Permit and Alternative Design Deviation - Flagler Sixth, LLC. - Flagler Residences - Case No. UDP-S21059 - (Commission District 2)

Anyone wishing to speak must be sworn in. Commission will announce any site visits, communications or expert opinions received and make them part of the record.

**ADOPTED - Approving**

**Yea:** 4 - Commissioner Moraitis, Commissioner Glassman, Vice Mayor Sorensen and Mayor Trantalis

**Not Present:** 1 - Commissioner McKinzie



**COMMISSION AGENDA ITEM  
DOCUMENT ROUTING FORM**  
Today's Date: 8/25/2022

2L

**DOCUMENT TITLE:** Reconveyance of Curative Quit Claim Deed for Sixth Street Corporation, LLC – NW 7<sup>th</sup> Avenue and NW 4<sup>th</sup> Street Reconveyance of Sidewalk ROW

**COMM. MTG. DATE:** 8/16/2022 **CAM #:** 22-0737 **ITEM #:** R-2 **CAM attached:**  YES  NO

**Routing Origin:** CAO **Router Name/Ext:** Sonia/ x-5598 **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:** CAO **Router Name/Ext:** Soniasx5598 **# of originals routed:** 1 **Date to CAO:** 8/25/2022

**2) City Attorney's Office:** Documents to be signed/routed?  YES  NO **# of originals attached:** 1

Is attached Granicus document Final?  YES  NO **Approved as to Form:**  YES  NO

**Date to CCO:** 8/25/22 Alain E. Boileau  
Attorney's Name

AB  
Initials

**3) City Clerk's Office:** # of originals: 1 **Routed to:** Donna V./Aimee L./CMO **Date:** 08/25/22

**4) City Manager's Office:** **CMO LOG #:** Aug 49 **Document received from:** \_\_\_\_\_

Assigned to: GREG CHAVARRIA  TARLESHA SMITH   
ANTHONY FAJARDO  SUSAN GRANT   
GREG CHAVARRIA as CRA Executive Director

APPROVED FOR G. CHAVARRIA'S SIGNATURE  N/A FOR G. CHAVARRIA TO SIGN

PER ACM: T. Smith \_\_\_\_\_ (Initial/Date) PER ACM: A. Fajardo \_\_\_\_\_ (Initial/Date)  
S. Grant \_\_\_\_\_ (Initial/Date)

**PENDING APPROVAL** (See comments below)  
Comments/Questions: \_\_\_\_\_

Forward 1 originals to  Mayor  CCO **Date:** 8-26-22

**5) Mayor/CRA Chairman:** Please sign as indicated. Forward \_\_\_\_\_ originals to CCO for attestation/City seal (as applicable) **Date:** \_\_\_\_\_

**6) City Clerk:** Forward \_\_\_\_\_ originals to CAO for **FINAL APPROVAL** **Date:** \_\_\_\_\_

**7) CAO forwards** \_\_\_\_\_ originals to **CCO** **Date:** \_\_\_\_\_

**8) City Clerk:** Scan original and forwards 1 originals to: Sonia Sierra / CAO / ext. 5598

Attach \_\_\_\_\_ certified Reso # 22-176x  YES  NO