



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

FROM: Lee R. Feldman, ICMA-CM, City Manager

DATE: February 4, 2014

TITLE: Motion to authorize execution of a Revocable License with CAMM Educational Enterprises, Inc. for the installation and perpetual maintenance of private utility lines within a public alley.

Recommendation

It is recommended that the City Commission adopt a motion authorizing execution of a Revocable License with CAMM Educational Enterprises, Inc. for the installation and perpetual maintenance of private utility lines within a public alley.

Background

CAMM Educational Enterprises, Inc. ("Applicant"), is in the process of constructing a 10,813 square-foot day care center located at 120 NW 7th Avenue (Case Number 75-R-12). A location map is attached as Exhibit 1. The Applicant's property is bisected by a public alley. In association with the development plan, the Applicant proposes to cross the public alley with utilities that serve the project.

The Development Review Committee (DRC) reviewed the project on November 26, 2013. All comments have been addressed and final approval was granted on January 15, 2013, subject to site plan conditions and the approval of a Revocable License for the installation and perpetual maintenance of private utility lines within a public alley.

The proposed improvements include underground sewer, drainage and irrigation lines within the license areas shown on Exhibit B to the Revocable License. A copy of the Revocable License is attached as Exhibit 2. A schematic diagram showing the proposed improvements is part of Exhibit C of the Revocable License. Key conditions memorialized in the Revocable License are as follows:

- Requires the Licensee (CAMM Educational Enterprises, Inc.) to perpetually maintain the private utilities in the alley and not hinder its use by other public utilities;
- Requires Licensee to indemnify the City and provide commercial liability

insurance and worker's compensation coverage;

- Requires Licensee to obtain an engineering permit for the installation of the improvements;
- The Revocable License may be terminated by the City if there is ever a conflict with a higher public purpose, in the event of an emergency or due to non-compliance with the terms and conditions contained therein;
- The Revocable License may also be terminated by the Licensee if there is no longer a need for the improvements in the easement.

Resource Impact

There is no fiscal impact associated with this item

Strategic Connections:

This item is not directly related to the Vision Plan or Strategic Plan.

Attachment: Exhibit 1- Location Map, Exhibit 2 – Revocable License

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