



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

**#21-1138**

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

**FROM:** Alain E. Boileau, City Attorney

**DATE:** December 21, 2021

**TITLE:** Motion Approving Settlement Agreement with Sweet Mornings, LLC, in  
Case No. CACE 21-011148 (25), Circuit Court, Seventeenth Judicial Circuit  
- **(Commission Districts 1, 2, 3 and 4)**

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**Recommendation**

The City Attorney recommends that the City Commission approve a Settlement Agreement, in substantially the form attached, with Sweet Mornings, LLC, in Case No. CACE 21-011148 (25), Circuit Court of the Seventeenth Judicial Circuit in and for Broward County, Florida, by paying Sweet Mornings, LLC, \$2,100,000 for property located at 1201-1205 SW 1<sup>st</sup> Street, Fort Lauderdale, Florida.

**Background**

On October 20, 2020, the City Commission adopted Resolution No. 20-207 (CAM #20-0773), declaring the public purpose and public necessity of acquiring real property located at 1201-1205 SW 1<sup>st</sup> Street, Fort Lauderdale, Florida, for the purpose of the construction of police and public safety facilities, which includes the new police and public safety headquarters building and parking garage, and authorizing the acquisition of the property by purchase or eminent domain. The City Manager and the property owner have reached an agreement through mediation in the eminent domain case, subject to City Commission approval, whereby the City would acquire the property in exchange for paying the property owner \$2,100,000, which includes compensation for the property, attorney's fees, experts fees and all costs and expenses, subject to apportionment to any mortgagee(s) and taxes.

**Resource Impact**

There will be a fiscal year impact to the City in FY 2022 in the amount of \$2,100,000. Funds for this are available in the FY 2022 Community Investment Plan in the account(s) listed below:

<i>Funds available as of December 14, 2021</i>					
ACCOUNT NUMBER	INDEX NAME (Program)	CHARACTER CODE/ SUB- OBJECT NAME	AMENDED BUDGET (Character)	AVAILABLE BALANCE (Character)	AMOUNT
352-P12573.352-6504	New Police Headquarters	Capital Outlay/ Land Acquisition	\$100,000,000	\$94,769,088	\$2,100,000
<b>TOTAL AMOUNT ►</b>					<b>\$2,100,000</b>

**Attachment**

Exhibit 1 – Settlement Agreement

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Prepared by: Alain E. Boileau, City Attorney, City Attorney's Office

Charter Officer: Alain E. Boileau, City Attorney, City Attorney's Office