



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

**#24-0277**

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

**FROM:** Greg Chavarria, City Manager

**DATE:** March 5, 2024

**TITLE:** Motion Approving a Consent, Recognition, Non-Disturbance, and  
Attornment Agreement with Cameron Mitchell Restaurants, LLC. and Las  
Olas SMI, LLC. - **(Commission District 2)**

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**Recommendation**

Staff recommends the City Commission approve a Consent, Recognition, Non-Disturbance, and Attornment Agreement with Cameron Mitchell Restaurants, LLC. and Las Olas SMI, LLC.

**Background**

On July 11, 2017 the City entered into a 50-year ground lease with Las Olas SMI, LLC. ("Ground Tenant") for the development of the Las Olas marina located at 201 South Birch Road and 240 E. Las Olas Circle. As part of that agreement, Las Olas SMI, LLC. has the ability to sublease portions of the development with the approval of the City. The City Commission provided authority to the City Manager to approve sublease agreements.

Las Olas SMI, LLC. provided the City with a potential sublease with Cameron Mitchell Restaurants, LLC. to operate a restaurant within the demised premise of the marina. As part of that sublease, Cameron Mitchell Restaurants, LLC. requested a Consent, Recognition, Non-Disturbance, and Attornment Agreement be established among the three parties. The purpose of this type of agreement is to assure that tenants' rights to their premises under the sublease will be preserved subject to certain exclusions, even if the Ground Tenant defaults under the Ground Lease.

**Resource Impact**

There is no fiscal impact associated with this action.

**Strategic Connections**

This item is a FY 2024 *Commission Priority*, advancing the Public Places initiative

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

- The Public Places Focus Area
- Goal 5: Build a beautiful and welcoming community.

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

This item supports the Advance Fort Lauderdale 2040 Comprehensive Plan

- The Public Safety Focus Area
- The Coastal Management, Community Health and Safety Element
- Goal 2: Manage coastal areas to ensure public safety and to protect city investments and economic drivers.

**Attachment**

Exhibit 1 – Agreement

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Prepared by: Ben Rogers, Director, Transportation and Mobility

Department Director: Ben Rogers, Transportation and Mobility