

LS CM-3 [24-0082](#)

Motion Approving a Second Amendment to the Comprehensive Agreement with Las Olas Parking Solutions, LLC for the Development, Operation, and Maintenance of a Multi-Use Structure with Public Parking, a Fire-Rescue/EMS Substation, and Retail, at the Southeast Corner of SE 2nd Court and SE 8th Avenue - (Commission District 4)

APPROVED

Yea: 5 - Commissioner Glassman, Vice Mayor Beasley-Pittman, Commissioner Sturman, Commissioner Herbst and Mayor Trantalis

CONSENT RESOLUTION

EA CR-2 [24-0147](#)
24-16

Resolution Extending the Termination Date of the Noise Control Advisory Committee to December 2024 - (Commission Districts 1, 2, 3 and 4)

ADOPTED

Yea: 5 - Commissioner Glassman, Vice Mayor Beasley-Pittman, Commissioner Sturman, Commissioner Herbst and Mayor Trantalis

CONSENT AGENDA ITEMS PULLED FOR DISCUSSION

PSJ CM-1 [24-0116](#)

Motion Approving Event Agreements and Related Road Closures for 18th Annual Duck Fest Derby, Friday Dining in the Streets and MODS' 27th Annual Wine, Spirits and Culinary Celebration - (Commission Districts 1 and 2)

APPROVED AS AMENDED

Yea: 5 - Commissioner Glassman, Vice Mayor Beasley-Pittman, Commissioner Sturman, Commissioner Herbst and Mayor Trantalis

PSJ CM-4 [24-0095](#)

Motion Approving a Third Amendment to Service Agreement with North Broward Hospital District d/b/a Broward Health to Provide Fitness and Wellness Classes at Beach Community Center - (Commission District 1)

APPROVED

Yea: 4 - Commissioner Glassman, Vice Mayor Beasley-Pittman, Commissioner Herbst and Mayor Trantalis

Abstain: 1 - Commissioner Sturman



CITY OF FORT LAUDERDALE
City Commission Agenda Memo
REGULAR MEETING

#24-0082

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

FROM: Greg Chavarria, City Manager

DATE: January 23, 2024

TITLE: Motion Approving a Second Amendment to the Comprehensive Agreement with Las Olas Parking Solutions, LLC for the Development, Operation, and Maintenance of a Multi-Use Structure with Public Parking, a Fire-Rescue/EMS Substation, and Retail, at the Southeast Corner of SE 2nd Court and SE 8th Avenue – (**Commission District 4**)

Recommendation

Staff recommends the City Commission consider approving a Second Amendment to the Comprehensive Agreement with Las Olas Parking Solutions, LLC for the Development, Operation, and Maintenance of a Multi-Use Structure with Public Parking, a Fire-Rescue/EMS Substation, and Retail, at the Southeast Corner of SE 2nd Court and SE 8th Avenue.

Background

On June 24, 2021, the City received an unsolicited proposal pursuant to Section 255.065, Florida Statutes, to develop, operate, and maintain a multi-use structure with public parking, a Fire Rescue/EMS Substation, and retail, at the site of an existing City parking lot located at the southeast corner of SE 2nd Court and SE 8th Avenue. The proposer submitted the required application fee of \$25,000 in accordance with Resolution No. 13-187.

On November 16, 2021, through Resolution No. 21-261, the City Commission determined that the proposed project would serve a public purpose as a vehicle parking facility and a public facility or infrastructure that is used and will be used by the public at large or in support of an accepted public purpose or activity, and constitutes a qualifying project pursuant to Section 255.065, Florida Statutes. In accordance with the foregoing statute, the City advertised and accepted other proposals for the same project in accordance with Section 255.065, Florida Statutes, for a period of thirty (30) days after the initial date of publication, up through and including 5:00 PM, December 22, 2021. The City did not receive any proposed competing proposals during the aforementioned timeframe.

On May 3, 2022, through Resolution No. 22-94, the City Commission authorized the City Manager to negotiate a proposed Interim and/or Comprehensive Agreement, in

Accordance with Section 255.065, Florida Statutes.

The City Commission approved the Comprehensive Agreement on July 5, 2023, and the First Amendment on November 7, 2023. The First Amendment extended the 120-day Inspection Period from November 28, 2023, to January 31, 2024.

During the 120-day extension, significant progress was made to satisfy the requirements, but there are remaining items that need to be addressed. The proposed Second Amendment extends the Inspection Period from January 31, 2024 to March 7, 2024. This extension should not have any impact on the overall project timeline.

Resource Impact

There are no fiscal impacts associated with this action.

Strategic Connections

This item is a *2024 Commission Priority*, advancing the Infrastructure and Resilience & Public Safety Initiatives.

This item supports the *Press Play Fort Lauderdale 2024 Strategic Plan*, specifically advancing:

- Infrastructure
- Goal 1: Build a sustainable and resilient community.
- Goal 2: Build a multi-modal and pedestrian friendly community.

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

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

Attachment

Exhibit 1 – Second Amendment to the Comprehensive Agreement

Prepared by: Ben Rogers, Director, Transportation and Mobility

Department Directors: Ben Rogers, Transportation and Mobility

SECOND AMENDMENT TO COMPREHENSIVE AGREEMENT

This Second Amendment to Comprehensive Agreement (this “**Amendment**”) dated this 15th day of February 2024, is entered into by and between the CITY OF FORT LAUDERDALE, a municipal corporation of the State of Florida (“**City**”), and LAS OLAS PARKING SOLUTIONS, LLC, a Florida limited liability company, its successors and assigns (“**Private Party**”).

RECITALS

WHEREAS, the City and Private Party entered into that certain Comprehensive Agreement dated as of July 31, 2023, as amended (“**Agreement**”); and

WHEREAS, the Parties desire to amend the Agreement to extend the Inspection Period to a period from the Effective Date until the end of March 7, 2024.

NOW THEREFORE, in consideration of the mutual covenants exchanged herein and other good and valuable consideration of Ten Dollars (\$10.00) and other good and valuable consideration, the receipt, adequacy and sufficiency of which is hereby acknowledged, the parties intending to be legally bound, hereby agree as follows:

1. The recitations heretofore set forth are true and correct and are incorporated herein by this reference. The Agreement as modified by this Second Amendment remains in full force and effect. To the extent of any inconsistency between the terms of this Second Amendment and the terms of the Agreement, the terms of this Second Amendment shall supersede and control to the extent of such inconsistency. Terms not otherwise defined herein shall have the meaning set forth in the Agreement.

2. The definition of Inspection Period is hereby amended to be the period from the Effective Date until the end of March 7, 2024.

3. Duplicate originals of this Second Amendment may be executed and each of such original shall be deemed to be an original Second Amendment. This Second Amendment may be executed by electronic signature which shall be deemed an original signature of each such party.


[REMAINDER OF PAGE INTENTIONALLY LEFT BLANK]

IN WITNESS WHEREOF, this Second Amendment has been executed of the day first above written.

WITNESSES:

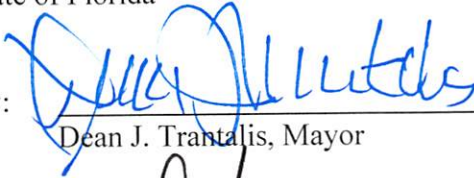


Print Name: Scott Wyman




Print Name: Donna Varisco

CITY OF FORT LAUDERDALE,
a municipal corporation of the
State of Florida


By: 

Dean J. Trantalis, Mayor

By: 

Greg Chavarria, City Manager

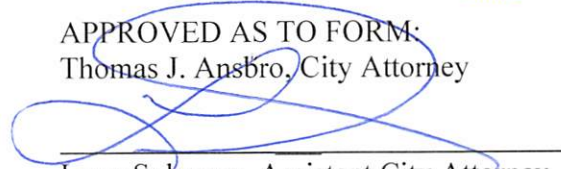
ATTEST:



David R. Soloman, City Clerk



APPROVED AS TO FORM:
Thomas J. Ansbrosio, City Attorney



Lynn Solomon, Assistant City Attorney

WITNESSES:

**LAS OLAS PARKING SOLUTIONS,
LLC**, a Florida limited liability company

Sharon L. Demuth
Signature

Sharon L. Demuth
Print Name

[Signature]
Signature

Josefina L. Menkhus
Print Name

By: [Signature]

Name: Charles B. Ladd

Title: Manager



DOCUMENT ROUTING FORM

Rev: 3 | Revision Date: 9/1/2022

TODAY'S DATE: 2/2/24

DOCUMENT TITLE: 2nd Amendment - Comprehensive Agreement – Las Olas Parking Solutions, LLC – Multi-use Structure w/ Public Parking – Fire Rescue Substation & retail – SE 2nd Court & SE 8th Ave.

COMM. MTG. DATE: 1/23/24 CAM #: 24-0082 ITEM #: CM-3 CAM attached: YES NO

Routing Origin: COA Router Name/Ext: Sonia S x5598 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.

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: _____ Attorney's Name: Lynn Solomon Initials: [Signature]

3) City Clerk's Office: # of originals: 1 Routed to: _____ Ext: _____ Date: 02/13/24

4) City Manager's Office: CMO LOG #: Feb 4th Document received from: _____

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

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

PER ACM: A. FAJARDO _____ (Initial) S. GRANT _____ (Initial)

PENDING APPROVAL (See comments below)

Comments/Questions: _____

Forward _____ originals to Mayor CCO Date: 2/14/24

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

INSTRUCTIONS TO CITY CLERK'S OFFICE

City Clerk: Retains _____ original and forwards 1 originals to: Gina Rizzutti-Smith X 3 7 6 4 / T A M

*****Please email a scan of completely executed documents to ssierra@fortlauderdale.gov

Attach _____ certified Reso # _____ YES NO Original Route form to CAO To Sonia Sierra

