



COMMISSION AGENDA ITEM
DOCUMENT ROUTING FORM

7/20/16 - L

Today's Date: 7/20/16

DOCUMENT TITLE: Second Amendment to Lease Agreement

COMM. MTG. DATE: 5/17/2016 CAM #: 16-0485 ITEM #: CR-3 CAM attached: ☐ YES ☒ NO

Routing Origin: CAO Router Name/Ext: Shaniece Louis / Ext. 5036

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 # of originals attached: 2 Approved as to Form: ☒ YES ☐ NO

Date to CCO: 7/20/16

Initials

3) City Clerk's Office: # of originals: 2 Routed to: Gina Ri/CMO/X5013 Date: 7/20/16

4) City Manager's Office: CMO LOG #: Jul-70 Date received from CCO: _____

Assigned to: L. FELDMAN ☒ S. HAWTHORNE ☐ C. LAGERBLOOM ☐
L. FELDMAN as CRA Executive Director ☐

☐ APPROVED FOR LEE FELDMAN'S SIGNATURE ☐ N/A FOR L. FELDMAN TO SIGN

PER ACM: S. HAWTHORNE (Initial/Date) C. LAGERBLOOM
(Initial/Date) ☐ PENDING APPROVAL (See comments below)

Comments/Questions: _____

Forward ___ originals to ☐ Mayor ☐ CCO Date: _____

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

INSTRUCTIONS TO CLERK'S OFFICE

City Clerk: Retains 1 original and forwards 1 original(s) to: Shaniece Louis / Ext. 5036 (Name/Dept/Ext)

Attach ___ certified Reso # _____ ☐ YES ☒ NO Original Route form to CAO

**SECOND AMENDMENT TO LEASE AGREEMENT
(PARCEL 20)**

THIS Second Amendment to Lease Agreement is entered into on May 17, 2016,
by and between

CITY OF FORT LAUDERDALE, a municipal corporation of the State of Florida, 100 North Andrews Avenue, Fort Lauderdale, FL 33301 (hereinafter, "LESSOR" or "CITY"),

and

SHELTAIR EXECUTIVE SOUTH, INC., a Florida corporation whose principal address is 3860 N.E. 12th Avenue, Fort Lauderdale, FL 33334 (hereinafter, "LESSEE")

WHEREAS, Lessee leases certain property from Lessor known as Parcel 20 at Fort Lauderdale Executive Airport, under a Lease Agreement dated March 1, 1986 ("Lease Agreement"); and

WHEREAS, the Lease Agreement was originally drafted to expire on February 28, 2016. However, Sheltair is interested in a long-term lease renewal and the parties entered into a First Amendment to Lease Agreement on February 16, 2016 extending the term of the Lease through May 31, 2016; and

WHEREAS, additional time will be required to negotiate new terms and rates; and therefore staff recommends this Second Amendment to Lease Agreement to extend the term of the Lease Agreement through November 30, 2016; and

WHEREAS, the Lessor declares that amending the Lease Agreement is in the best interest of the City and serves a valid municipal purpose.

NOW THEREFORE, in consideration of the mutual promises, covenants and agreements, and other good and valuable consideration, the receipt and adequacy of which are hereby acknowledged, the parties agree as follows:

1. The above recitals are true and correct and are incorporated herein.
2. Paragraph 7, "Term" of the Lease Agreement is amended to extend the termination date from May 31, 2016 to November 30, 2016.
3. In all other respects the Lease Agreement is unchanged and remains in full force and effect in accordance with the terms thereof.

4. In the event and to the extent that there is any conflict between the terms and conditions of the Second Amendment to Lease Agreement and the terms and conditions of the underlying Lease Agreement, as previously amended, then the terms and condition of this Second Amendment shall supersede and prevail over any such conflicting terms in the underlying Lease Agreement.

5. In all other respects, the parties ratify and confirm the Lease Agreement dated March 1, 1986, as amended by the First Amendment and Second Amendment to Lease Agreement.

IN WITNESS OF THE FOREGOING, the parties have set their hands and seals the day and year first written above.

LESSOR

WITNESSES:



Carla Foster

Print Name




Print Name

(SEAL)


CITY OF FORT LAUDERDALE, a municipal corporation

By 
Lee R. Feldman, City Manager

ATTEST:


Jeffrey A. Modarelli, City Clerk

APPROVED AS TO FORM:
Cynthia A. Everett, City Attorney

By: 
Robert B. Dunckel,
Assistant City Attorney

LESSEE

WITNESSES:

Diana L. Preston

Diana L. Preston

Print Name

Cynthia M. Mitchell

Cynthia M Mitchell

Print Name

SHELTAIR EXECUTIVE SOUTH, INC.,
a Florida corporation

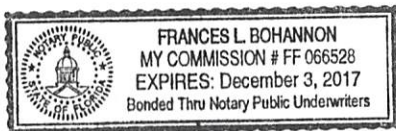
By Gerald M. Holland, CEO

Gerald M. Holland, Chief Executive Officer

STATE OF FLORIDA:
COUNTY OF BROWARD:

The foregoing instrument was acknowledged before me this 7 day of July, 2016 by Gerald M. Holland, Chief Executive Officer of SHELTAIR EXECUTIVE SOUTH, INC., a Florida corporation, who is ☒ personally known to me or ☐ has produced _____ as identification.

(NOTARIAL SEAL)



Frances L. Bohannon

Notary Public, State of Florida (Signature of Notary taking Acknowledgment)

Name of Notary Typed, Printed or Stamped

My Commission Expires: _____

Commission Number: _____