

**ASSIGNMENT BY ASSIGNOR  
AND ASSUMPTION BY ASSIGNEE**

THIS ASSIGNMENT AND ASSUMPTION AGREEMENT is by and between **CITY OF FORT LAUDERDALE**, a Florida municipal corporation, P.O. Drawer 14250 Fort Lauderdale, FL 33302-4250, ("**City**"), **THE GRILLE ON LAS OLAS, LLC**, a Florida limited liability company, REI/EIN #45-4318539 whose principal address is 3825 Edwards Road, Suite 200, Cincinnati, Ohio 45209 ("**Assignor**" herein) (collectively "**LICENSEE**" with **TAF GG LAS OLAS, L.P.**, a Delaware limited partnership, whose principal address is 222 South Riverside Plaza, 26<sup>th</sup> Floor, Chicago, IL 60606, FEI/EIN #81-3402828, in the Revocable License described herein) and **EPIC 401, LLC**, a Florida limited liability company, as ("**Assignee**" herein, and hereinafter "**LICENSEE**" in the Revocable License described herein ("**Assignment**") effective as of this 9<sup>th</sup> day of March, 2018.

WITNESSETH:

WHEREAS, on the 18<sup>th</sup> day of February, 2014, Licensee entered into a Revocable License, as subsequently amended ("**Revocable License**") with City for the purpose of the execution of the Project to permit outdoor dining in downtown Fort Lauderdale, which Project is more particularly described in the Revocable License; and

WHEREAS, Assignor is desirous of assigning over unto Assignee all of its right, title and interest in and to said Revocable License, and Assignee is willing to assume all of the terms, covenants and conditions of said Revocable License as therein contained.

NOW, THEREFORE, in consideration of the promises and covenants herein contained and the parties intending to be legally bound hereby, the parties hereto agree as follows:

1. Assignee hereby assumes all of the obligations, responsibilities and liabilities of the terms, covenants and conditions of the Revocable License, as well as any and all title and interest in and to the improvements therein effective and accruing on and after the date hereof. The aforesaid shall be binding upon and inure to the benefit of the successors and assigns of Assignee.

2. The Revocable License, as assigned herein, is hereby ratified and shall otherwise remain in full force and effect.

3. This Assignment shall not be deemed a release of Assignor. In the event Assignor seeks to be relieved of all liabilities for the performance of any terms and conditions of the Revocable License as of the date of the Assignment, except for those liabilities and obligations that accrued prior to the effective date of this Assignment, Assignor shall obtain the City Commissioners' approval of such relief.

CITY:

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

WITNESSES:

H. Scandrabee  
Haterina Scandrabee  
Printed Name

By: [Signature]  
Lee R. Feldman, City Manager

ATTEST:

[Signature]  
Jeffrey A. Modarelli, City Clerk

Approved as to form:  
Cynthia A. Everett, City Attorney

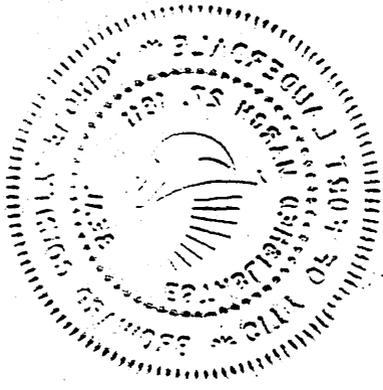
[Signature]  
By: [Signature]  
Lynn Solomon, Assistant City Attorney

STATE OF FLORIDA:  
COUNTY OF BROWARD:

The foregoing instrument was acknowledged before me this 9 day of March, 2018 by Lee R. Feldman, City Manager of the City of Fort Lauderdale, a municipal corporation of Florida. He is personally known to me and did not take an oath.

GINA RIZZUTI-SMITH  
MY COMMISSION # GG 083510  
EXPIRES: March 15, 2021  
Bonded Thru Budget Notary Services

[Signature]  
Notary Public, State of Florida



U.S. GOVERNMENT PRINTING OFFICE: 1968 O 348-000  
MADE IN THE UNITED STATES OF AMERICA

Witnesses:

Clare Benken  
Clare Benken  
Printed Name

ASSIGNOR:

THE GRILLE ON LAS OLAS, LLC, a Florida limited liability company

By: Jeffrey R. Anderson  
Jeffrey R. Anderson, Managing Member

STATE OF OHIO:  
COUNTY OF HAMILTON:

The foregoing instrument was acknowledged before me this 8<sup>th</sup> day of March, 2018 by Jeffrey R. Anderson, Managing Member of The Grille on Las Olas, LLC, a Florida limited liability company, who has the authority to execute this Assignment. He is personally known to me and did not take an oath.



MELISSA LEIDY  
Notary Public, State of Ohio  
My Commission Expires 08-05-2021

Melissa Leidy  
Notary Public, State of Ohio

Witnesses:

[Signature]  
[Signature]  
Printed Name

ASSIGNEE:

EPIC 401, LLC, a Florida limited liability company

By: [Signature]  
Danielle Rosse, Manager

STATE OF FLORIDA :  
COUNTY OF BROWARD

The foregoing instrument was acknowledged before me this 7<sup>th</sup> day of MARCH, 2018 by Danielle Rosse, Manager of Epic 401, LLC, a Florida limited liability company, who has the authority to execute this Assignment. She is personally known to me and did not take an oath.

Dorothy Jean Blasberg  
Notary Public, State of FLORIDA



Dorothy Jean Blasberg  
Commission # GG021093  
Expires: August 14, 2020  
Bonded thru Aaron Notary



COMMISSION AGENDA ITEM  
DOCUMENT ROUTING FORM

PIL  
**RUSH**  
3/9/18

Today's Date: 3/9/18

DOCUMENT TITLE: Assignment by Assignor and Assumption by Assignee – The Grille on Las Olas, LLC with TAFF GG Las Olas, L.P.

COMM. MTG. DATE: 11/1/16 CAM #: 16-1282 ITEM #: CM-5 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: 1 Approved as to Form:  YES  NO

Date to CCO: 3/9/18 LS  
Initials

3) City Clerk's Office: # of originals: \_\_\_\_\_ Routed to: Gina Ri/CMO/X5013 Date: \_\_\_\_\_

4) City Manager's Office: CMO LOG #: \_\_\_\_\_ 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 0 original(s) to: \_\_\_\_\_  
(Name/Dept/Ext)

Attach \_\_\_ certified Reso # \_\_\_\_\_  YES  NO Original Route form to CAO

**\*\*please email an executed copy to Shaniece Louis\*\***