

RESOLUTION NO. 21-02

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, APPROVING AN AMENDMENT TO THE LEASE AGREEMENT WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION TO EXTEND THE LEASE TERMS FOR THE USAGE OF RIGHT OF WAY EASEMENTS ALONG A1A FROM SE 5TH STREET TO SUNRISE BOULEVARD FOR THE PURPOSE OF SIDEWALK CAFES; DELEGATING AUTHORITY TO THE CITY MANAGER TO EXECUTE INSTRUMENTS RELATED TO THIS TRANSACTION; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, since 1990, the City of Fort Lauderdale has leased right-of-way easements from the Florida Department of Transportation ("FDOT") along the beach corridor of A1A, to allow for business establishments to provide sidewalk cafes; and

WHEREAS on January 29, 2010, a Lease Agreement ("Lease") was executed between FDOT and the City of Fort Lauderdale ("Lessee"); and

WHEREAS, the Lease extended the northern boundaries from Sebastian Street to Sunrise Boulevard; and

WHEREAS, the Lease allowed for a one-time, ten-year extension; and

WHEREAS, the Amendment will activate the extension period and become effective as of February 8, 2020, thereby extending the Lease to February 7, 2030.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA:

SECTION 1. The foregoing recitals are true and correct and incorporated herein.

SECTION 2. That the Amendment to the Lease providing for a retroactive date of February 8, 2020, and extending the term to February 7, 2030, is hereby approved.


SECTION 3. The City Commission hereby delegates authority to and empowers and directs the City Manager to negotiate and execute an Amendment to the Lease and any other instruments related to this transaction.

SECTION 4. The Office of the City Attorney shall review and approve as to form all documents prior to their execution by proper City officials.

SECTION 5. That all resolutions or parts of resolutions in conflict herewith are hereby repealed to the extent of such conflict.

SECTION 6. That this Resolution shall be in full force and effect upon final passage and adoption.

ADOPTED this 5th day of January, 2021.



Mayor
DEAN J. TRANTALIS

ATTEST:



City Clerk
JEFFREY A. MODARELLI