


DATE: December 14, 2021

TO: Pompano Beach City Commission

FROM: Adriane Esteban, RMA

THRU: Greg Harrison, City Manager 

RE: Pier Development Agreement 7th Amendment & Parcel E 5th Amendment

Background:

The Pompano Beach Fishing Village is the 6-acre redevelopment project that has seen 6 of the 8 parcels developed and is operating as a cohesive development with some of the most sought-after tenants like BurgerFi, Kilwins, and a dual Hilton-brand hotel. A Seventh Amendment to the Development Agreement is being presented to clean up obligations in some sections and address some of the procedures that need refinement now that the development has been active.

The Seventh Amendment to the Development Agreement includes the following provisions:

- a change to Section 7.1.4 relating to the payment process for the Parcel E Restrooms operations, maintenance, repair, and utility costs
- a change to Section 23.1 providing the City the ability to lease garage valet spaces
- adding a provision to Section 23 providing the Developer a valet service option
- a change to Section 31.2 removing the Parcel E Restrooms from the City's maintenance obligations

In addition to the Seventh Amendment to the Development Agreement, a Fifth Amendment to the Parcel E Ground Lease is being presented to correct the legal description.

The developer has found top-tier tenants and produced high-end projects that have put Pompano's beachfront on the map. Approval of the Seventh Amendment to the Development Agreement and Parcel E Fifth Amendment demonstrates the city's and developer's commitment to protect the assets at the pier development site and keep the Pompano Fishing Village as a world class destination.