



THE SUNRISE CITY  
**FORT PIERCE**  
CITY ATTORNEY'S OFFICE *Florida*

RECEIVED  
TIME \_\_\_\_\_  
JAN 26 2018  
CITY OF FT. PIERCE  
CITY MANAGER'S OFFICE

TO : Nicholas C. Mimms, P.E., City Manager  
FROM : James M. Messer, City Attorney  
RE : HD King Property (Declaration of Restrictive Covenant Review)  
DATE : January 26, 2018

The attached Declaration of Restrictive Covenant is approved as to legal form and correctness.

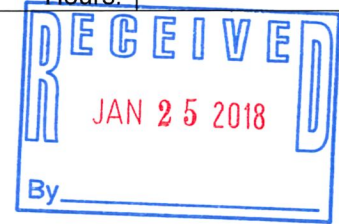
016  
1/29/18



*[Handwritten signature]*

**CITY ATTORNEY USE ONLY**

Date Received:	01/25/2018
Assigned To:	<i>[Handwritten initials]</i>
File:	
Due Date:	01/31/2018
Hours:	



**REQUEST FOR LEGAL SERVICES**

**TO:** CITY ATTORNEY

**SUBMITTED BY:** KAITLYN BALLARD, ADMINISTRATIVE ASSISTANT *KMB*

**CITY MANAGER AUTHORIZATION:** NICHOLAS C. MIMMS, P.E., CITY MANAGER *NCM*

**RE:** HD King Property

**DATE:** JANUARY 25, 2018

**Service Required:** (please circle or underline)

<u>Review Documents</u>	Draft Document	Written Opinion Requested
Attend Meetings	Advise	Other:

Upon review and/or "Approval as to Form and Correctness," the Department submitting the RLS is responsible for placement of any related item on a Commission or Board Agenda.

- Brief statement of the nature of the request or problem:** Please review the attached documents provided by City Engineer Jack Andrews, regarding the HD King Property – Approved Declaration of Restrictive Covenant as to form and correctness.
- Discussion of the implications and the possible impact if not apparent from preceding information:** This request originates from documentation presented by the Engineering Department.
- Time considerations and their significance:** Please review documents at your earliest convenience.
- Are City funds required? If so, list approvals obtained for expenditure of funds:** (e.g., purchasing approval, Commission Approval at [date] Regular Meeting, finance approval.)
- Factual background:** (Outline the facts related to the underlying matter to provide context for the request.)
  - Location
  - Phase of Construction
  - Parties Involved

**6. List and/or attach all related documents and known authorities (e.g., statute, ordinance, resolution, administrative code, legal case, RFP, bidder’s response, contract, lease, letter, memorandum, prior legal opinion, deed, etc.):**

- Memo from J. Andrews re- HD King Property – Approved Declaration of Restrictive Covenant

**7. Identify prior legal assistance on this or a related matter and the attorney who handled it:**

**8. If this is a request for review of a contract, provide the following:**

- a. List of individuals who have read and approved the business terms and conditions of the contract and confirmed the ability to carry out the terms of the contract as they apply to the City:** (This office is not responsible for reviewing either the accuracy or value of the business terms and conditions or product specifications of the contract as agreed upon between the department and contractor. However, this office is available to negotiate the terms as desired by the City upon request.)
- b. Insurance requirements that differ from the City’s template insurance terms:** (The department should consult with the Risk Manager for each contract to determine whether there are any special insurance requirements.)

CITY ATTORNEY USE ONLY			
Routed for Review	Date	Response Deadline	Response



THE SUNRISE CITY  
**FORT PIERCE**  
ENGINEERING  
DEPARTMENT

*Florida*

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**To : Nicholas C. Mimms, P.E., City Manager**

**FROM : John R. Andrews, P.E., City Engineer**

**RE : HD King Property – Approved Declaration of Restrictive  
Covenant**

**DATE : January 24, 2018**

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Please find attached the approved Declaration of Restrictive Covenant from FDEP for the HD King property. I am requesting this document to be executed by the Mayor and returned to this office. The agreement will be sent to FDEP for their final signatures.

JRA/jra

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