

RESOLUTION NO. 25-21

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, PROVIDING NOTICE OF INTENT TO CONVEY TWO CITY-OWNED PROPERTIES, LOCATED AT 9 SW 6TH AVENUE AND 15 SW 6TH AVENUE, ALONG WITH THE CITY'S INTERESTS IN A VACATED ALLEY, TO THE PERFORMING ARTS CENTER AUTHORITY FOR PUBLIC PURPOSES PURSUANT TO SECTION 8.02 OF THE CITY CHARTER SUBJECT TO TERMS AND CONDITIONS; PROVIDING NOTICE OF A PUBLIC HEARING BEFORE THE CITY COMMISSION FOR CONSIDERATION OF THE TERMS AND CONDITIONS TO AUTHORIZE EXECUTION OF THE CONVEYANCE INSTRUMENTS BY THE PROPER CITY OFFICIALS; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, on staff's recommendation the City Commission of the City of Fort Lauderdale ("City Commission") declares its intent to convey two (2) City-owned properties located at 9 SW 6th Avenue (Folio ID 504210210550) and 15 SW 6th Avenue (Folio ID 504210210560), along with the City's interests in a vacated alley (collectively "the City Property"), to the Performing Arts Center Authority ("PACA"); and

WHEREAS, Section 8.02 of the City Charter requires a public hearing on the terms of the proposed transfer and the proposed use; and

WHEREAS, a portion of the value of the City Property serves a public purpose by supporting PACA capital improvements as memorialized in an exhibited tri-party matching grant agreement with Broward County, the City, and PACA where the County will contribute up to \$5 million in matching funds; and

WHEREAS, the remainder of value of the City Property not used by the County's matching grant serves a public purpose by providing City rent credits in PACA facilities and other PACA future capital matches as memorialized in an exhibited supplemental agreement between PACA and the City; and

WHEREAS, the public hearing to receive comments from the public is set for Tuesday, April 1, at 6:00 pm, or as soon thereafter as can be heard.

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

SECTION 1. That the Recitals set forth above are true and correct and incorporated herein by this reference.

SECTION 2. That the City Commission, Florida pursuant to Section 8.02 of the City Charter, hereby declares its intention to convey the real properties described in Exhibit "A" to the Performing Arts Center Authority ("PACA").

SECTION 3. That the City Commission declares that transfer of title to the PACA under a matching grant agreement with Broward County and supplemental grant agreement with the City is in the best interest of the City as the transfer will serve the public and provide a public benefit.

SECTION 4. That transfer of all right, title and interest in the Properties subject to the following terms and conditions:

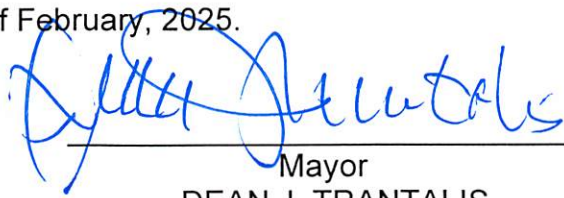
- 4.1 The County, PACA, and the City will execute a tri-party grant agreement, the City and PACA will execute a supplemental grant agreement, and the City and PACA will execute a property escrow agreement, in materially similar forms as the exhibited attachments to the Commission Agenda Memo 25-0041, prior to conveying title of the City Property.
- 4.2 After the agreements are executed in accordance with Section 4.1, the City shall convey title by Quit Claim Deed to PACA and deliver said Quit Claim Deed to escrow agent, consistent with the terms of the property escrow agreement.

SECTION 5. That a Public Hearing shall be heard before the City Commission on **April 1, 2025** at 6:00 p.m., or as soon thereafter, as can be heard at the Broward Center for the Performing Arts, Mary N. Porter Riverview Ballroom, 201 Southwest 5th Avenue, Fort Lauderdale, FL 33312 regarding the proposed transfer at which time citizens and taxpayers shall have the opportunity to object to the execution, form or conditions of the proposed transfer, and if the City Commission is satisfied with the terms and conditions of the proposed transfer, the Commission will pass a Resolution authorizing transfer of the Properties by the proper City Officials.

SECTION 6. That the City Clerk shall cause this Resolution to be published in full in the official newspaper for two (2) issues, with the first publication at least ten (10) days before the date of such Public Hearing scheduled for **April 1, 2025**, and second publication one week after the first publication.


SECTION 7. That this Resolution shall be in full force and effect immediately upon and after its passage.

ADOPTED this 18th day of February, 2025.



Mayor
DEAN J. TRANTALIS

ATTEST:



City Clerk
DAVID R. SOLOMAN

APPROVED AS TO FORM
AND CORRECTNESS:



Interim City Attorney
D'WAYNE M. SPENCE

Dean J. Trantalis	<u>Yea</u>
John C. Herbst	<u>Not Present</u>
Steven Glassman	<u>Yea</u>
Pamela Beasley-Pittman	<u>Yea</u>
Ben Sorensen	<u>Yea</u>

Exhibit A

Legal Description

Lot 15 in Block 19 of Bryan Subdivision of Blocks 5, 8 & 19, of Town of Fort Lauderdale, according to the Plat thereof, Recorded in Plat Book 1, Page 18, of the Public Records of Dade County, Florida; said lands situate, lying and being in Broward County, Florida and Lot 16 and the north one-half of Lot 17 in Block 19 of Bryan Subdivision of Blocks 5, 8 & 19, of Town of Fort Lauderdale, according to the Plat thereof, Recorded in Plat Book 1, Page 18, of the Public Records of Dade County, Florida; said lands situate, lying and being in Broward County, Florida, together with the East one-half of the vacated alley (vacated per Official Record Book 17657, Page 545, of the public records of Broward County Florida) lying West of and adjacent to said lots.

RESOLUTION NO. 25-22

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, MADE PURSUANT TO CHAPTER 18 OF THE CODE OF ORDINANCES OF THE CITY OF FORT LAUDERDALE, FLORIDA, ASSESSING AGAINST THE PROPERTIES DESCRIBED IN THE SCHEDULE ATTACHED HERETO THE COST AND EXPENSE OF LOT CLEARING AND IMPOSING A SPECIAL ASSESSMENT LIEN AGAINST EACH PROPERTY FOR THE ASSESSED AMOUNT, AND DIRECTING THE PROPER CITY OFFICIALS TO RECORD A NOTICE OF SPECIAL ASSESSMENT LIEN IN THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA.

WHEREAS, the lots or parcels described on the report of lot clearing/cleaning charges attached hereto were found to be in violation of Section 18-14 of the Code of Ordinances of the City of Fort Lauderdale, Florida ("Code Section"), and a nuisance for excessive overgrowth, rubbish, trash and debris; and

WHEREAS, the property owners owning the lots or parcels described in the attached report of lot clearing/cleaning charges were provided with Notice of Violations of Code Section 18-12 and failed to voluntarily comply the violation within the time prescribed by Code Section 18-13; and

WHEREAS, as a result of failure of the property owners to maintain their lots or parcels in accordance with Code Section 18-12, the City of Fort Lauderdale abated the violation in accordance with Code Section 18-14; and

WHEREAS, a statement of the cost and expense incurred in abating the public nuisance was served upon the property owners, but the property owners failed to reimburse the City for such costs and expenses; and

WHEREAS, pursuant to Code Section 18-16, the property owners have been given the opportunity to contest the charges, but did not;

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