



**CITY OF FORT LAUDERDALE
City Commission Agenda Memo
REGULAR MEETING**

#23-0921

TO: Honorable Mayor & Members of the
Fort Lauderdale City Commission

FROM: Greg Chavarria, City Manager

DATE: September 19, 2023

TITLE: Resolution Providing Notice of Intent to Enter into a Comprehensive Agreement for a Qualifying Project Submitted as an Unsolicited Proposal to Construct, Operate, and Maintain a Water Taxi Terminal Located at 1001 Seabreeze Blvd and to Accept Other Proposals for the Same Project; Declaring City-owned Lands and any Improvements thereon are not Needed for Governmental Purposes; and Providing Notice of Intent to Offer said Property for Lease Under Competitive Conditions Pursuant to Section 255.065, Florida Statutes (2021) and Section 8.09 of the City Charter - **(Commission District 2)**

Recommendation

Staff recommends the City Commission consider a Resolution providing notice of intent to enter into a Comprehensive Agreement for a qualifying project submitted as an unsolicited proposal to Construct, Operate, and Maintain a Water Taxi Terminal located at 1001 Seabreeze Blvd, Fort Lauderdale, FL notice of intent to accept other proposals for the same project; declaring city-owned lands and any improvements thereon are not needed for governmental purposes; and providing notice of intent to offer said property for lease under competitive conditions pursuant to Section 255.065, Florida Statutes (2021) and Section 8.09 of the city charter.

Background

On May 12, 2023, the City received an unsolicited proposal pursuant to Section 255.065, Florida Statutes, to construct, operate, and maintain a Water Taxi Terminal located at 1001 Seabreeze Blvd, Fort Lauderdale, FL. The proposer submitted the required application fee of \$25,000 in accordance with Resolution No. 13-187.

The proposal includes the leasing of the location to facilitate the Qualified Project. Pursuant to Section 3.09 of the City's Charter the City may lease city-owned property for a period of more than one year and not more than fifty years if the property is not needed for governmental purposes and adoption of the resolution offering the property for lease. Prior City Commissions have already made such a determination and the location has been leased by the City for decades as commercial dockage. The property is currently subject to a dockage use agreement that terminates on March 1, 2023, but may also be

terminated with thirty (30) days written notice for convenience or on five (5) days written notice for cause.

The City is a responsible public entity. Pursuant to Section 255.065, Florida Statutes, if the responsible public entity receives an unsolicited proposal for a qualifying project and the responsible public entity intends to enter into a comprehensive agreement for the project described in the unsolicited proposal, the responsible public entity shall publish notice in the Florida Administrative Register and a newspaper of general circulation at least once a week for two weeks stating that the responsible public entity has received a proposal and will accept other proposals for the same project. A copy of the notice must also be mailed to each local government in the affected area.

The timeframe within which the responsible entity may accept other proposals shall be determined by the responsible public entity on a project-by-project basis. The timeframe for allowing other proposals must be at least 21 days, but no more than 120 days, after the initial date of publication. If adopted, a timeframe should be established in the resolution.

Resource Impact

The proposer has provided the required \$25,000 which has been deposited into the following account. At this time, the amount of associated expenditures or additional revenue cannot be determined. When those amounts are known, they will be reflected in a future budget amendment:

<i>Funds available as of August 9, 2023</i>					
ACCOUNT NUMBER	COST CENTER (Program)	CHARACTER/ACCOUNT NAME	AMENDED BUDGET (Character)	AVAILABLE BALANCE (Character)	AMOUNT
10-001-0000-000-220-000-001100042	General Fund / Escrow	Deposits-Held In Trust-CMO-Unsolicited Proposals/Escrow	N/A	\$25,000	\$25,000
TOTAL ►					\$25,000

Strategic Connections

This item is a *2022 Top Commission Priority*, advancing the Parks and Public Places initiative.

This item supports the *Press Play Fort Lauderdale 2024 Strategic Plan*, specifically advancing:

- The Public Places Focus Area
- Goal 1: Build a healthy and engaging community

- Objective: Improve access to and enjoyment of our beach, waterways, parks and open spaces for everyone

This item advances the *Fast Forward Fort Lauderdale 2035 Vision Plan: We Are Here*.

This item supports the Advance Fort Lauderdale 2040 Comprehensive Plan specifically advancing:

- The Public Places Focus Area
- The Parks, Recreation & Open Spaces Element
- Goal 1: Be a community where persons of all ages are able to partake in a fun and healthy lifestyle

Attachments

Exhibit 1 – Unsolicited Proposal

Exhibit 2 – Resolution

Prepared by: Carolyn Bean, Parks and Recreation

Department Director: Phil Thornburg, Parks and Recreation