

RESOLUTION NO. 12-

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, DECLARING, PURSUANT TO CITY CHARTER SECTION 8.04, THAT THE VACANT PARCEL LOCATED APPROXIMATELY AT THE NORTHEAST CORNER OF NW 13TH STREET AND 1ST AVENUE, MORE PARTICULARLY DESCRIBED BELOW NOT NEEDED FOR PUBLIC USE AND DETERMINING THAT IT IS IN THE BEST INTERESTS OF THE CITY THAT SUCH PARCEL BE OFFERED FOR SALE FOR MINIMUM BIDS AS SET FORTH BELOW, WITH BIDS TO BE SUBMITTED BY SEPTEMBER 12, 2012 AND SCHEDULED FOR FURTHER PROCEEDINGS BEFORE THE CITY COMMISSION ON OCTOBER 2, 2012 TO CONSIDER A RESOLUTION ACCEPTING THE BEST OFFER FOR SAID PARCEL AND AUTHORIZING CONVEYANCE OF SAID PARCEL OR REJECTING ANY AND ALL OFFERS; REQUIRING THE CITY CLERK TO PUBLISH THIS RESOLUTION IN ONE (1) ISSUE OF THE OFFICIAL NEWSPAPER OF THE CITY WITHIN SEVEN (7) DAYS OF THE ADOPTION HEREOF; REPEALING ANY RESOLUTIONS OR PARTS THEREOF IN CONFLICT HERewith; PROVIDING FOR REVIEW BY THE CITY ATTORNEY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Fort Lauderdale acquired the vacant parcel ("Parcel") in the manner set forth below; and

WHEREAS, the Parcel measures 4,725 square feet; and

WHEREAS, said Parcel is not developable due to the Code requirement of a minimum of 6,000 square feet; and

WHEREAS, it is desirable to the City of Fort Lauderdale to sell the Parcel as it serves no public use and requires periodic maintenance without any beneficial return to the City other than avoidance of nuisance conditions; and

WHEREAS, pursuant to City Charter Section 8.04, the City is authorized to sell public lands, title to which is vested in the City to any private person, upon certain terms and conditions; and

WHEREAS, the City Commission finds that it is in the best interests of the City to offer the Parcel for sale;

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

SECTION 1. That the City Commission hereby declares that the below described Parcel is not needed for public use and that it is in the best interests of the City to sell the Parcel upon certain terms and conditions hereinafter set forth, said Parcel being more particularly described as follows:

Lot 13, less the South 15 feet thereof, Block 81, PROGRESSO, according to the Plat thereof, as recorded in Plat Book 2, Page 18 of the Public Records of Miami-Dade County, Florida; said lands situate, lying and being in the City of Fort Lauderdale, Broward County, Florida.

(Approximate Location: Northeast corner of NW 13th Street and 1st Avenue
Fort Lauderdale, FL)

(Property ID No. 4942 34 02 6210)

Parcel was acquired by the City by Quit Claim Deed dated July 22, 1999 from Irvin J. Mitchell and Anna M. Evans, recorded at O.R. 29765, Page 1533 of the Public Records of Broward County, Florida. The Parcel has remained vacant and unimproved since acquisition by the City. Staff recommends and, in accordance with City Charter Section 8.04 the City Commission has determined that the Parcel should be offered for sale pursuant to City Charter Section 8.04 for cash with a minimum bid of **\$1,000.00** and shall be subject to the additional terms and conditions set forth in this Resolution and the accompanying Contract for Purchase and Sale and Addendum thereto.

SECTION 2. The Parcel outlined above is offered for sale subject to the following additional terms and conditions:

- A. The City shall sell the Parcel without competitive bidding, to the party making the best offer, but the City may reject any and all offers at any time.
- B. The sale of the Parcel shall be for cash due at closing and no purchase money mortgage will be held by the City.
- C. The offer shall be accompanied by a cashier's check or certified check payable to the City in an amount equal to at least ten (10) percent of the offered purchase price.
- D. That upon award, the successful bidder shall execute a Contract for Purchase and Sale of the Parcel, including an Addendum thereto, a substantial copy of which is on file in the City Clerk's Office.
- E. The conveyance of the Parcel to the successful bidder shall be by Quit Claim Deed.

SECTION 3. All bids shall be submitted to the City of Fort Lauderdale City Hall, Procurement Services Division, 6th Floor, Room 619, 100 North Andrews Avenue, Fort Lauderdale, FL 33301 in a sealed envelope marked on the outside with the solicitation number and Respondent's name and address no later than 2:00 PM September 12, 2012. For information concerning procedures for responding to this solicitation, contact Procurement Specialist AnnDebra Diaz at (954) 828-5949 or e-mail at adiaz@fortlauderdale.gov. Respondents may also utilize the question / answer feature provided by BidSync at www.bidsync.com

SECTION 4. Review of the bids by the City Commission shall be scheduled for 6:00 PM, October 2, 2012 at the Regular Meeting of the City Commission, or as soon thereafter as same may be heard. During the intervening period between the adoption of this Resolution and October 2, 2012, taxpayers and registered electors of the City may protest or object to the sale, or propose other public uses for the Parcel, and the City Commission may rescind its former action and repeal this Resolution declaring the Parcel should not be sold, if it deems same expedient and proper.

SECTION 5. At the October 2, 2012 Regular Meeting of the City Commission, the City Commission may adopt a Resolution accepting the best offer, authorizing execution of the

Contract for Purchase and Sale of the Parcel, including the Addendum thereto, and execution and delivery of the deed of conveyance pursuant to the Contract for Purchase and Sale and Addendum, but the City Commission shall not be so obligated and may reject any and all offers.

SECTION 6. Pursuant to City Charter Section 8.04, within seven (7) days after the adoption of this Resolution, this Resolution shall be published in full by the City Clerk in one (1) issue of the official newspaper.

SECTION 7. That any prior Resolutions or parts thereof in conflict with this Resolution are hereby repealed.

SECTION 8. That the City attorney shall review and approve any and all instruments relative hereto prior to their execution by the proper City officials.

SECTION 9. That this Resolution shall be in full force and effect immediately upon and after its passage.

ADOPTED this the _____, 2012.

Mayor
JOHN P. "JACK" SEILER

ATTEST:

City Clerk
JONDA K. JOSEPH