

ORDINANCE NO. C-14-19

AN ORDINANCE OF THE CITY OF FORT LAUDERDALE, FLORIDA, AMENDING SECTIONS 2-63 AND 2-64 OF THE CODE OF ORDINANCES OF THE CITY OF FORT LAUDERDALE, FLORIDA, TO AUTHORIZE THE CITY MANAGER TO LEASE CITY PROPERTY AND GRANT CONCESSION RIGHTS IN OR UPON CITY PROPERTY FOR PERIODS NOT EXCEEDING ONE YEAR WITHOUT CITY COMMISSION APPROVAL, AND PROVIDING FOR SEVERABILITY, REPEAL OF CONFLICTING ORDINANCE PROVISIONS, AND AN EFFECTIVE DATE.

WHEREAS, Subsection 8.05(a) of the Charter of the City of Fort Lauderdale, Florida, provides:

The City of Fort Lauderdale is hereby empowered to lease or grant concessions for a period not exceeding one (1) year in any public property, upon a majority vote of the city commission, or by or through any board, commission, officer, manager or city manager designated by ordinance to do so. Included in properties which may be leased are airports and airport property, public recreational facilities, golf courses, tennis courts, recreational halls, stadiums, football fields, baseball fields, playgrounds, public beaches, swimming pools, fishing piers, yacht basins, docks and wharves; and the list enumerated is not exclusive but merely indicative of the class of public property deemed to be operated in a proprietary capacity. The provisions of this section shall also be applicable to leases to civic or charitable organizations, public nonprofit corporations, and like organizations, not exceeding one (1) year.,

BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA:

SECTION 1. Section 2-63 of the Code of Ordinances of the City of Fort Lauderdale, Florida, is amended to provide as follows:

Sec. 2-63. Authority to lease city property.

Except when otherwise specified within this Code, the city manager is hereby empowered, ~~upon the city commission's approval by motion,~~ to lease city

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property for periods not exceeding one (1) year, and to execute such leases upon forms bearing the approval of the city attorney and the attestation of the city clerk. The city manager shall provide to the city commission a monthly report of any and all leases that, individually, exceed an annual amount of \$50,000, that were entered into pursuant to this section during the previous month.

SECTION 2. Section 2-64 of the Code of Ordinances of the City of Fort Lauderdale, Florida, is amended to provide as follows:

Sec. 2-64. Authority to grant concession rights in or upon city property.

Except when otherwise specified within this Code, the city manager or his designee is hereby empowered, ~~upon the city commission's approval by motion,~~ to grant concession rights in or upon city property for periods not exceeding one (1) year and to execute agreements granting such concession rights upon forms bearing the approval of the city attorney and the attestation of the city clerk. The city manager shall provide to the city commission a monthly report of any and all agreements granting concession rights that, individually, exceed an annual amount of \$50,000, that were entered into pursuant to this section during the previous month.

SECTION 3. That if any clause, section, or other part of this Ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, the remainder of this Ordinance shall not be affected thereby, but shall remain in full force and effect.

SECTION 4. That all ordinances or parts of ordinances in conflict herewith, be and the same are hereby repealed.

SECTION 5. That this Ordinance shall be in full force and effect upon its final passage.

PASSED FIRST READING this the 1st day of April, 2014.

PASSED SECOND READING this the ____ day of _____, 2014.

Mayor
JOHN P. "JACK" SEILER

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ATTEST:

City Clerk
JONDA K. JOSEPH

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