



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

**#21-0823**

---

**TO:** Honorable Mayor & Members  
Fort Lauderdale City Commission

**FROM:** Chris Lagerbloom, ICMA-CM, City Manager

**DATE:** September 9, 2021

**TITLE:** Motion Ratifying the Default Under the Lease Agreement between the City of Fort Lauderdale and Broward Maritime Institute, Inc., and Authorize the City Attorney to Secure a Writ of Possession, Pursue Collection Activity, and Any and All Other Legal Remedies Available – **(Commission District 1, 2, 3, and 4)**

---

**Recommendation**

Staff recommends the City Commission to ratify the default under the Lease Agreement with Broward Maritime Institute, Inc. (“Broward Maritime” or “Lessee”), in accordance with section 11.4 of the Lease, and authorize the City Attorney to secure a writ of possession, pursue collection activity, and any and all other legal remedies available.

**Background**

On April 1, 2018, the City of Fort Lauderdale (“City”) entered into a lease agreement with Broward Maritime for property located at NE 10 Street, Dania Beach (Folio# 504234000030) for a ten (10) year lease term (Exhibit 1). Lessee leased the premises with the intent to construct, operate, and maintain a facility to provide maritime training for veterans and boating programs for disadvantaged children.

Prior to any construction on the premises, the Lessee is required to submit site plans to the City for approval. The Lessee failed to comply with two sections of the lease, (1) Section 4.3 Site Plan; Plans and Specifications, and (2) Section 4.2 Compliance with Regulation of Public Bodies (Exhibit 2). On April 16, 2021, the City received a letter from the Department of Environmental Engineering and Permitting Division of Broward County. The letter outlines unlicensed wetland impacts to the leased property. On July 19, 2021, and in response to the Broward County letter, the Lessee was notified of default as described above and provided twenty (20) days to cure (Exhibit 3). Since the Lessee has failed to cure, it is recommended the lease be terminated. If any fines are accrued by the Lessee’s action, the City will seek legal remedies.

**Resource Impact**

There is no fiscal impact associated with this item.

### **Strategic Connections**

This item is a Press Play Fort Lauderdale Strategic Plan 2024 initiative, specifically advancing:

- Internal Support Focus Area
- Goal 8: Build a leading government organization that manages all resources wisely and sustainably.
- Objective: Maintain financial integrity through sound budgeting practices, prudent fiscal management, cost effective operations, and long-term planning.

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

The item advances the *Advance Fort Lauderdale 2040 Comprehensive Plan* specifically advancing:

- The Neighborhood Enhancement Focus Area
- The Future Land Use Element
- Goal 2: The City shall encourage sustainable, smart growth which designates areas for future growth, promotes connectivity, social equity, preservation of neighborhood character and compatible uses.

### **Attachments**

Exhibit 1 – Lease Agreement

Exhibit 2 – Broward County Letter

Exhibit 3 – Notice of Default Letter

Exhibit 4 – Property Map

---

Prepared by: Luisa Agathon and Angela Salmon, City Manager's Office

Charter Officer: Chris Lagerbloom, ICMA-CM, City Manager