

RESOLUTION NO. 23-

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, RESCINDING RESOLUTION NO. 23-261; PROVIDING NOTICE OF INTENT TO SUBLEASE PROPERTY LOCATED AT 501 SEABREEZE BOULEVARD, FORT LAUDERDALE, FLORIDA, 33316, TO ISHOF PENINSULA LLC, PURSUANT TO SECTION 8.13 OF THE CITY CHARTER; PROVIDING NOTICE OF A PUBLIC HEARING BEFORE THE CITY COMMISSION AT **6:00 PM ON JANUARY 23, 2024**, FOR CONSIDERATION OF THE TERMS AND CONDITIONS AND TO AUTHORIZE EXECUTION OF THE INSTRUMENTS BY THE PROPER CITY OFFICIALS; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, pursuant to section 8.13 of the City Charter, the City Commission of the City of Fort Lauderdale, Florida, is authorized to lease real property to civic, charitable, or similar organizations for a period not to exceed fifty (50) years to be used by the lessee for purposes consistent with the public good; and

WHEREAS, the City has an interest in real property located at 501 Seabreeze Boulevard, Fort Lauderdale, Florida (Folio# 5042-12-33-0010) (the "Property") and intends to sublease the property to ISHOF Peninsula LLC, a Florida limited liability company and an affiliate of International Swimming Hall of Fame, Inc., a Florida non-profit corporation; and

WHEREAS, ISHOF Peninsula LLC, will provide a public benefit by providing recreational, sporting, and educational facilities which will be used by the public at large; and

WHEREAS, the City Commission finds that the proposed use is consistent with the public good and such uses do not conflict with future or current use by the public of other portions of public land adjacent thereto.

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

SECTION 1. The recitals are true and correct and are incorporated into this Resolution.

SECTION 2. That Resolution No. 23-261 is hereby rescinded and cancelled. That the City Commission of the City of Fort Lauderdale, Florida, pursuant to Section 8.13 of the City Charter, hereby declares its intention to sublease real property located at 501 Seabreeze Boulevard, Fort Lauderdale, Florida (Folio# 5042-12-33-0010) to ISHOF Peninsula LLC, a Florida limited liability

company, for a term, including all renewals not to exceed thirty (30) years and subject to further terms and conditions. The annual rent is to be determined and primarily will consist of Leased Based and Non-Leased Based Revenue, subject to certain exclusions and subject to annual escalation.

SECTION 3. That the City Commission declares that leasing the Property is in the best interest of the City and provides a public benefit by providing recreational, sporting, and educational facilities which will be accessible to the public at large.

SECTION 4. Any bonds or obligations encumbering the Property must be satisfied prior to entering into the sublease.

SECTION 5. That a Public Hearing shall be heard before the City Commission on **January 23, 2024**, at 6:00 p.m., or as soon thereafter as can be heard, at Broward Center for the Performing Arts, Mary N. Porter Riverview Ballroom, 201 SW 5th Ave., Fort Lauderdale, FL 33312, regarding the proposed sublease at which time citizens and taxpayers shall have the opportunity to object to the execution, form or conditions of the proposed sublease, and, if the City Commission is satisfied with the terms and conditions of the proposed sublease, the City Commission will pass a Resolution authorizing execution of the sublease by the proper City Officials.

SECTION 6. That the City Clerk shall cause this Resolution to be published in full in the official newspaper of the City of Fort Lauderdale for two (2) issues, with the first publication at least ten (10) days before the date of such Public Hearing scheduled for **January 23, 2024**, and second publication five (5) days after the first publication.

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

ADOPTED this _____ day of _____, 2023.

Mayor
DEAN J. TRANTALIS

ATTEST:

City Clerk
DAVID R. SOLOMAN

APPROVED AS TO FORM AND
CORRECTNESS:

City Attorney
THOMAS J. ANSBRO

Dean J. Trantalis _____
John C. Herbst _____
Steven Glassman _____
Pamela Beasley-Pittman _____
Warren Sturman _____