



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

**#12-2064**

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

**FROM:** Lee Feldman, City Manager

**DATE:** September 18, 2012

**TITLE:** Motion to Approve Agreement with Apex Marine, LLC: 1) October 1, 2012 through September 30, 2013; 2) and authorize execution thereof.

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**Recommendation**

It is recommended that the City Commission approve a lease agreement with Apex Marine, LLC (Apex) to continue operating the existing boat service and repair facility at 401 SW 1<sup>st</sup> Avenue for the period of October 1, 2012 through September 30, 2013, and authorize execution thereof.

**Background**

Apex has leased this site for many years from the City. The lease provides for a guarantee of dockage rental based on 300 linear feet per day along the seawall on the south side of the New River and West of the Andrews Avenue Bridge.

Staff is recommending rent be increased 1% from last year's rate of \$54,750 to a new rate of \$55,845. Payment will be in equal monthly installments of \$4,653.75. The lease also requires the tenant to pay Florida submerged land lease fees of 6%, reimburse the City for the cost of shore-side electric, and pay 6% Florida sales tax.

The lease is attached as **Exhibit 1**. The lease may be canceled with 30-days written notice for convenience and on 5-days written notice for cause. The lease continues to impose policy prohibitions regarding the berthing of vessels used for gambling, all forms of adult entertainment, and/or any use determined by the Supervisor of Marine Facilities to be inconsistent with the promotion of the New River Riverwalk as a family oriented; recreational amenity and tourist attraction.

**Resource Impact**

There is a positive fiscal impact to the City will be \$55,845 for FY13.

\$55,845 to be deposited contingent upon approval of the FY13 general fund operating budget, into PKR090103-K186

FY	FUND	SUB FUND	FUND NAME	INDEX #	INDEX NAME	SUB OBJECT #	SUBOBJECT NAME	AMOUNT
2013	001	01	General Fund	PKR090103	New River Docks	K186	Yacht Fees	55,845.00
							Total	55,845.00

## Attachment

### Exhibit 1 – Lease Agreement

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