

RESOLUTION NO. 22-

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, PURSUANT TO CITY CHARTER SECTION 8.04, DECLARING TWO PARCELS LOCATED AT 12XX NE 5TH AVENUE, FORT LAUDERDALE, FLORIDA 33304, AS NOT NEEDED FOR PUBLIC USE; DECLARING AND DETERMINING THAT IT IS IN THE BEST INTEREST OF THE CITY THAT SUCH PROPERTY BE OFFERED FOR SALE FOR A MINIMUM BID AS SET FORTH BELOW, WITH BIDS TO BE SUBMITTED NO LATER THAN **2:00 PM ON JUNE 3, 2022**, AND THAT OFFERS BE PRESENTED TO THE CITY COMMISSION ON **JULY 5, 2022**, TO CONSIDER A RESOLUTION ACCEPTING THE BEST OFFER FOR SUCH PROPERTY AND AUTHORIZING CONVEYANCE OF SUCH PROPERTY OR REJECTING ANY AND ALL OFFERS; REQUIRING THE CITY CLERK TO PUBLISH THIS RESOLUTION IN FULL 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; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City owns the property located at 12XX NE 5th Avenue, Fort Lauderdale, Florida 33304 in fee simple, such property being legally described as:

PROGRESSO 2-18 D, LOT 37 BLK 114
Property Identification # 494234032170

and

PROGRESSO 2-18 D, LOT 36 BLK 114
Property Identification # 494234032160

(collectively the "Property")

WHEREAS, the Property is vacant with no improvements and is approximately 6,752 square feet; and

WHEREAS, the City Commission finds that the Property is no longer needed for public or governmental purposes and deems it in the best interest of the City to advertise the Property to be sold "as-is" under the provisions of Section 8.04 of the City Charter; and

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

WHEREAS, the City Commission, pursuant to the terms and conditions set forth in Section 8.04 of the City Charter, deems it in the best interest of the citizens to seek bids from interested persons.

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

SECTION 1. That the City Commission of the City of Fort Lauderdale, Florida, hereby declares that the Property described above is not needed for public use and that it is in the best interest of the City to sell the Property, upon terms and conditions hereinafter set forth.

SECTION 2. City staff recommends and, in accordance with City Charter Section 8.04, the City Commission has determined that the as-is value of the Property is \$162,000.00 and that the Property, based upon the appraisal performed by Cibene Appraisers, should be offered for sale pursuant to City Charter Section 8.04 as one unit to one purchaser. Further, the City Commission has determined that it shall not accept offers to purchase the Property for less than 100% of the "appraised value of the property as determined by the City Commission" and that the sale shall be subject to additional terms and conditions set forth herein.

SECTION 3. The Property described above is hereby offered for sale subject to the following additional terms and conditions:

- A. The City shall sell the Property to the party making the best offer, but the City may reject any and all offers at any time.
- B. The sale of the Property 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 of Fort Lauderdale in an amount equal to at least ten (10%) percent of the approved purchase price.
- D. That upon award, the successful bidder shall execute in substantial form the City's Contract for Purchase and Sale of the Property ("Contract"), subject to review and approval by the City Attorney's Office.

- E. The conveyance of the Property to the successful bidder shall be by Quit Claim Deed, without reservation of mineral rights in accordance with Section 270.11, Florida Statutes and the successful bidder shall bear all closing cost(s).
- F. Any and all outstanding bonds must be satisfied and discharged at closing from the proceeds of the sale of the Property and the purchase price must be sufficient to pay and discharge such bonds or obligations according to their terms.

SECTION 4. All offers must be submitted to City of Fort Lauderdale, City Manager's Office, 7th Floor, 100 North Andrews Avenue, Fort Lauderdale, FL 33301-1016, no later than **2:00 pm** on **June 3, 2022**.

SECTION 5. Review of the bids by the City Commission shall be scheduled for 6:00 pm, or as soon thereafter as same may be heard, on **July 5, 2022**, at the Regular Meeting of the City Commission, at City Hall Chamber, 100 North Andrews Avenue, Fort Lauderdale, Florida 33301. During the intervening period between the adoption of this Resolution and **July 5, 2022**, taxpayers and registered electors of the City may protest or object to the sale, or propose other public uses for the Property, and the City Commission may rescind its former action and repeal this Resolution declaring that the Property should not be sold, if it deems same expedient, proper and in the best interest of the City.

SECTION 6. At the Regular Meeting of the City Commission on **July 5, 2022**, the City Commission may adopt a Resolution accepting the best offer, authorizing execution of the Contract and execution and delivery of the deed of conveyance pursuant to the terms and conditions of the Contract; however, the City Commission shall not be obligated to do so and may reject any and all offers.

SECTION 7. 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 8. That any prior resolutions or parts thereof in conflict with this Resolution are hereby repealed.

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

ADOPTED this _____ day of _____, 2022.

Mayor
DEAN J. TRANTALIS

ATTEST:

City Clerk
DAVID R. SOLOMAN

APPROVED AS TO FORM:

City Attorney
ALAIN E. BOILEAU

Dean J. Trantalis _____

Heather Moraitis _____

Steven Glassman _____

Robert L. McKinzie _____

Ben Sorensen _____