

RESOLUTION NO. 23-95

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, PROVIDING NOTICE OF INTENT TO CONVEY CITY OF FORT LAUDERDALE INTEREST IN REAL PROPERTY LOCATED AT SE 1<sup>ST</sup> STREET TO BROWARD COUNTY FOR PUBLIC PURPOSES PURSUANT TO SECTION 8.02 OF THE CITY CHARTER SUBJECT TO TERMS AND CONDITIONS; PROVIDING NOTICE OF A PUBLIC HEARING BEFORE THE CITY COMMISSION AT **6:00 PM ON JUNE 20, 2023**, FOR CONSIDERATION OF THE TERMS AND CONDITIONS AND TO AUTHORIZE EXECUTION OF THE CONVEYANCE INSTRUMENTS BY THE PROPER CITY OFFICIALS; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Fort Lauderdale, Florida, holds all right, title and interest in the property described in Exhibit "A" (the "Property"); and

WHEREAS, Section 8.02 of the City Charter permits transfer of city-owned real property to "public bodies" for "public purposes"; and

WHEREAS, the Property is located at SE 1<sup>st</sup> Street within the City of Fort Lauderdale; and

WHEREAS, Broward County is a political subdivision of the State of Florida; and

WHEREAS, the City of Fort Lauderdale ("City") intends to convey its interest in a portion of SE 1 Street to Broward County ("County") for the installation and maintenance of improvements in association with the Broward County Main Library Plaza restoration ("Project"); and

WHEREAS, the City Commission finds that such activity constitutes a public purpose.

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, pursuant to Section 8.02 of the City Charter, hereby declares its intention to convey the City of Fort Lauderdale's interest in the real property described in Exhibit "A" (the "Property") to Broward

County, Florida, a political subdivision of the State of Florida but reserving and retaining an easement in perpetuity for public and private utilities.

**SECTION 2.** That the City Commission declares that transfer of interest in the Right-of-Way to Broward County is in the best interest of the City as the transfer will serve the public and provide a public benefit.

**SECTION 3.** That transfer of all interest in the Right-of-Way (Exhibit "A") is subject to the following terms and conditions:

- 3.1 Broward County shall accept title to the parcel subject to all title defects and other adverse matters and conditions affecting the Property.
- 3.2 Fee simple title in the parcel described in Exhibit "A" shall be conveyed to Broward County.
- 3.3 Broward County will be responsible for all costs related to the improvements and on-going maintenance.
- 3.4 All fees, costs and expenses associated with the transfer, including payment of outstanding bonds, shall be borne by Broward County.
- 3.5 The City shall convey title by Quit Claim Deed and the City shall retain and reserve unto the City an easement in perpetuity for public and private utilities.

**SECTION 4.** That a Public Hearing shall be heard before the City Commission on **June 20, 2023** at 6:00 p.m., or as soon thereafter as can be heard, at 100 North Andrews Avenue, Fort Lauderdale, FL 33301, regarding the proposed transfer at which time citizens and taxpayers shall have the opportunity to object to the execution, form or conditions of the proposed transfer, and if the City Commission is satisfied with the terms and conditions of the proposed transfer, the Commission will pass a Resolution authorizing transfer of the Property by the proper City Officials.


**SECTION 5.** That the City Clerk shall cause this Resolution to be published in full in the official newspaper for two (2) issues, with the first publication at least ten (10) days before the date of such Public Hearing scheduled for **June 20, 2023**, and second publication one week after the first publication.

**SECTION 6.** That this Resolution shall be in full force and effect immediately upon and after its passage.


ADOPTED this 16<sup>th</sup> day of May, 2023.

  
\_\_\_\_\_  
Mayor  
DEAN J. TRANTALIS

ATTEST:

  
\_\_\_\_\_  
City Clerk  
DAVID R. SOLOMAN

APPROVED AS TO FORM:

  
\_\_\_\_\_  
Interim City Attorney  
D'WAYNE M. SPENCE

Dean J. Trantalis      Yea

John C. Herbst      Yea

Steven Glassman      Yea

Pamela Beasley-Pittman      Yea

Warren Sturman      Yea

## **EXHIBIT A**

### **Legal Description**

A PORTION OF BLOCK "A" AND THE ADJACENT RIGHT-OF-WAY, "STRANAHAN'S SUBDIVISION OF LOTS 13-14-15-16-17 + 18, BLOCK 14", PLAT BOOK 3, PAGE 10, OF THE PUBLIC RECORDS OF DADE COUNTY, FLORIDA, LYING IN SECTION 10, TOWNSHIP 50 SOUTH, RANGE 42 EAST, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF SAID BLOCK "A"; THENCE SOUTH 00°00'19" EAST, ALONG THE EAST LINE OF SAID BLOCK "A", A DISTANCE OF 24.96 FEET; THENCE NORTH 44°56'40" WEST, A DISTANCE OF 28.25 FEET; THENCE NORTH 89°53'00" WEST, ALONG A LINE 5 FEET SOUTH OF AND PARALLEL WITH THE NORTH LINE OF SAID BLOCK "A", A DISTANCE OF 215.94 FEET; THENCE SOUTH 45°03'30" WEST, A DISTANCE OF 35.39 FEET; THENCE NORTH 00°00'00" EAST, A DISTANCE OF 51.55 FEET; THENCE SOUTH 89°53'00" EAST, 99.50 FEET; THENCE NORTH 00°07'00" EAST, A DISTANCE OF 8.25 FEET; THENCE SOUTH 89°53'00" EAST, A DISTANCE OF 16.50 FEET; THENCE SOUTH 00°07'00" WEST, A DISTANCE OF 6.50 FEET; THENCE SOUTH 89°53'00" EAST, A DISTANCE OF 144.94 FEET; THENCE SOUTH 00°00'19" EAST, A DISTANCE OF 21.50 FEET TO THE POINT OF BEGINNING.

SAID LANDS SITUATE, LYING, AND BEING IN THE CITY OF FORT LAUDERDALE, BROWARD COUNTY, FLORIDA  
AND CONTAINING 7,564 SQUARE FEET OR 0.1736 ACRES, MORE OR LESS.