

RESOLUTION NO. 15-

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, AUTHORIZING EXECUTION OF A LEASE AGREEMENT BETWEEN THE CITY OF FORT LAUDERDALE, AS LESSOR, AND RIVERFRONT CRUISE AND ANTICIPATION YACHT CHARTERS, LLC, A FLORIDA LIMITED LIABILITY COMPANY, AS LESSEE, FOR THE LEASE OF PROPERTY DESCRIBED BELOW; SAID PROPERTY BEING COMMONLY KNOWN AS THE "HISTORIC BRYAN HOMES" LOCATED AT 301 SW 3RD AVENUE, FORT LAUDERDALE, FLORIDA FOR A LEASE TERM OF TWENTY-FIVE (25) YEARS WITH TWO (2) ADDITIONAL FIVE (5) YEAR OPTIONS TO RENEW FOR OPERATION AS A RIVERHOUSE RESTAURANT AND COFFEE SHOP, WELCOME CENTER, INFORMATION CENTER AND BIOTANNICAL GARDENS; REPEALING ANY AND ALL RESOLUTIONS IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Fort Lauderdale owns certain real property, described below in Exhibit "A" hereto and improvements located thereon which were acquired by the City to be protected, preserved and developed as part of an historically designated and zoned area, located at 301 SW 3rd Avenue, Fort Lauderdale, FL and commonly known as the "Historic Bryan Homes"; and

WHEREAS, the real property has been Leased by the City for use as a restaurant since July of 1992; and

WHEREAS, Lease of the real property for use as a restaurant has terminated; and

WHEREAS, by Resolution No. 15-27, adopted by the City Commission on February 17, 2015 the City Commission declared that the real property described below and improvements situated thereon, owned by the City of Fort Lauderdale were not needed for governmental purposes and declaring the Commission's intention to lease such land and improvements thereon pursuant to Charter Section 8.09 of the City Charter; and

WHEREAS, after following the procedures set forth in Section 8.09 of the City Charter of the City of Fort Lauderdale, the City Commission on July 7, 2015 adopted Resolution No. 15-141 having evaluated any and all proposals submitted for the real property and accepting the proposal of Riverfront Cruise and Anticipation Yacht Charters, LLC, a Florida limited liability company as being the most advantageous lease for the City and authorizing the proper City Officials to negotiate and prepare a lease for the real property and return same to the City Commission for review and approval; and pursuant to Charter Section 8.09, at least three (3) days before the Commission meeting dated November 17, 2015, the lease has been posed on a public bulletin

board by the City Clerk and each Commissioner has been given a copy of the Lease with a cover summary letter; and

WHEREAS, citizens and taxpayers have been granted an opportunity to object to the terms and conditions of the lease; and

WHEREAS, the City Commission declares that entering into this lease agreement is in the best interest of the City and serves the valid municipal purpose; and

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

SECTION 1. That the proper City Officials are hereby authorized to execute the Lease as described above of for leasing of the real property described below:

All of Parcel "B," "THE BAREFOOT MAILMAN," according to the Plat thereof, as recorded in Plat Book 152, Page 32 of the Public Records of Broward County, Florida; LESS AND EXCEPT that portion of Parcel "B" that is subject to the Riverwalk Linear Park and Utility Easement, as shown on said Plat; said lands situate, lying and being in the City of Fort Lauderdale, Broward County, Florida

SECTION 2. That the City Attorney shall review and approve as to form the terms and conditions of the Lease prior to execution thereof by the proper City Officials.

SECTION 3. That any all Resolutions, or parts thereof, in conflict herewith are hereby repealed.

SECTION 4. That this Resolution shall take effect upon final passage

ADOPTED this the ____ day of _____, 2015.

ATTEST:

Mayor
JOHN P. "JACK" SEILER

City Clerk
JEFFREY A. MODARELLI