

## **CHARTER OF THE CITY OF FORT LAUDERDALE, FLORIDA**

### **ARTICLE II. CORPORATE LIMITS**

#### **Sec. 2.01. - Description of corporate limits.**

The following area shall constitute the corporate limits of the City of Fort Lauderdale:

All lands within the corporate limits of the City of Fort Lauderdale on July 27, 1984, are described as lands lying within the following boundaries:

Begin at a point in the Atlantic Ocean being the intersection of the east boundary of the State of Florida and the easterly extension of the north boundary of Section 19, Township 49 South, Range 43 East; thence go westerly along said extension and said north boundary to the centerline of the Intracoastal Waterway; thence northerly along said centerline through Sections 18 and 7, Township 49 South, Range 43 East to a line thirty-five (35) feet south of and parallel to the north boundary of said Section 7, Township 49 South, Range 43 East; thence westerly along said parallel line to intersect a line twenty-five (25) feet east of and parallel to the west boundary of the Northeast one-quarter (NE $\frac{1}{4}$ ) of the Northwest one-quarter (NW $\frac{1}{4}$ ) of the Northwest one-quarter (NW $\frac{1}{4}$ ) of Section 7, Township 49 South, Range 43 East; thence southerly along said parallel line to intersect the easterly extension of a line thirty (30) feet south of and parallel to the north boundary of the Southwest one-quarter (SW $\frac{1}{4}$ ) of the Northwest one-quarter (NW $\frac{1}{4}$ ) of the Northwest one-quarter (NW $\frac{1}{4}$ ) of said Section 7, Township 49 South, Range 43 East; thence westerly along said easterly extension and said parallel line to a line five hundred fifteen and forty-three hundredths (515.43) feet west of and parallel to the west boundary of the Northeast one-quarter (NE $\frac{1}{4}$ ) of the Northwest one-quarter (NW $\frac{1}{4}$ ) of the Northwest one-quarter (NW $\frac{1}{4}$ ) of said Section 7, Township 49 South, Range 43 East; thence northerly along said parallel line to the north boundary of the Southwest one-quarter (SW $\frac{1}{4}$ ) of the Northwest one-quarter (NW $\frac{1}{4}$ ) of the Northwest one-quarter (NW $\frac{1}{4}$ ) of said Section 7, Township 49 South, Range 43 East; thence westerly along said north boundary and along the north boundary of the South one-half (S $\frac{1}{2}$ ) of the Northeast one-quarter (NE $\frac{1}{4}$ ) of the Northeast one-quarter (NE $\frac{1}{4}$ ) of Section 12, Township 49 South, Range 42 East to the east boundary of the Northwest one-quarter (NW $\frac{1}{4}$ ) of the Northeast one-quarter (NE $\frac{1}{4}$ ) of Section 12, Township 49 South, Range 42 East; thence northerly along said east boundary to a line two hundred fifty (250) feet south of and parallel to the north boundary of Section 12, Township 49 South, Range 42 East; thence westerly along said parallel line to the east boundary of Block 3 in the plat "WESTFIELD, SECTION 'A' " (Plat Book 40, Page 37, Broward County Records); thence northerly along said east boundary to the northeast corner thereof; thence westerly along the north boundary thereof and its westerly projection, and along the north boundary of Block 4 in said "WESTFIELD, SECTION 'A' " and its westerly projection to the centerline of Canal C-14 (Cypress Creek Canal); thence southwesterly along said centerline to the east right-of-way line of the Florida East Coast Railway; thence southerly along said east right-of-way line to the south boundary of the North one-half (N $\frac{1}{2}$ ) of the North one-half (N $\frac{1}{2}$ ) of Section 14, Township

49 South, Range 42 East; thence easterly along said south boundary to the west boundary of the East one-half ( $E\frac{1}{2}$ ) of the West one-half ( $W\frac{1}{2}$ ) of the Southwest one-quarter ( $SW\frac{1}{4}$ ) of the Northeast one-quarter ( $NE\frac{1}{4}$ ) of Section 14, Township 49 South, Range 42 East; thence southerly along said west boundary to the south boundary of the North one-half ( $N\frac{1}{2}$ ) of the South one-half ( $S\frac{1}{2}$ ) of the Southwest one-quarter ( $SW\frac{1}{4}$ ) of the Northeast one-quarter ( $NE\frac{1}{4}$ ) of Section 14, Township 49 South, Range 42 East; thence easterly along said south boundary to the west boundary of the East one-half ( $E\frac{1}{2}$ ) of the East one-half ( $E\frac{1}{2}$ ) of Section 14, Township 49 South, Range 42 East; thence southerly along said west boundary to the south right-of-way line of East Commercial Boulevard; thence easterly along said south right-of-way line to the west boundary of the Northeast one-quarter ( $NE\frac{1}{4}$ ) of the Northeast one-quarter ( $NE\frac{1}{4}$ ) of the Southeast one-quarter ( $SE\frac{1}{4}$ ) of Section 14, Township 49 South, Range 42 East; thence southerly along said west boundary to the south boundary thereof; thence easterly along said south boundary to the west boundary of Section 13, Township 49 South, Range 42 East; thence southerly along said west boundary to the north right-of-way line of N.E. 45th Street; thence easterly along said north right-of-way line to the west right-of-way line of U. S. Highway No. 1 (State Road No. 5); thence southerly along said west right-of-way line to a radial return concave to the northwest and tangent to the north right-of-way line of Oakland Park Beach Boulevard; thence southerly and westerly along said return having a radius of thirty (30) feet to said north right-of-way line; thence westerly along said north right-of-way line to the west boundary of Section 24, Township 49 South, Range 42 East; thence southerly along said west boundary and along the west boundary of Section 25, Township 49 South, Range 42 East to the centerline of North Fork Middle River; thence southerly (downstream) along said centerline to the centerline of South Fork Middle River; thence westerly (upstream) along the centerline of South Fork Middle River and Middle River Canal to the east right-of-way line of Interstate ninety-five (I-95); thence southwesterly along said east right-of-way line to the north right-of-way line of N.W. 19th Street; thence westerly along said north right-of-way line to the northeast corner of Lot 1, Block 1 of the plat "NORTH WEST LAUDERDALE" (Plat Book 25, Page 25, Broward County Records); thence northerly to the northeast corner of Lot 4 in the said Block 1; thence westerly to the northwest corner of said Lot 4; thence southerly to the southwest corner of said Lot 1 and north right-of-way line of N.W. 19th Street; thence westerly along said north right-of-way line to the east right-of-way line of N.W. 31st Avenue; thence northerly along said east right-of-way line to the north boundary of the South one-half ( $S\frac{1}{2}$ ) of the South one-half ( $S\frac{1}{2}$ ) of the Southwest one-quarter ( $SW\frac{1}{4}$ ) of Section 29, Township 49 South, Range 42 East; thence westerly along said north boundary and along the north boundary of the South one-half ( $S\frac{1}{2}$ ) of the South one-half ( $S\frac{1}{2}$ ) of the Southeast one-quarter ( $SE\frac{1}{4}$ ) of Section 30, Township 49 South, Range 42 East to the west boundary of the Southeast one-quarter ( $SE\frac{1}{4}$ ) of the Southwest one-quarter ( $SW\frac{1}{4}$ ) of the Southeast one-quarter ( $SE\frac{1}{4}$ ) of Section 30, Township 49 South, Range 42 East; thence southerly along said west boundary and along the west boundary of the Northeast one-quarter ( $NE\frac{1}{4}$ ) of the Northwest one-quarter ( $NW\frac{1}{4}$ ) of the Northeast one-quarter ( $NE\frac{1}{4}$ ) of Section 31, Township 49 South, Range 42 East to the south right-

of-way line of N.W. 19th Street; thence easterly along said south right-of-way line to the west right-of-way line of N.W. 31st Avenue; thence southerly along said west right-of-way line to the south boundary of the North one-half ( $N\frac{1}{2}$ ) of the North one-half ( $N\frac{1}{2}$ ) of the Southeast one-quarter ( $SE\frac{1}{4}$ ) of Section 31, Township 49 South, Range 42 East; thence easterly along said south boundary and along the south boundary of the North one-half ( $N\frac{1}{2}$ ) of the Northwest one-quarter ( $NW\frac{1}{4}$ ) of the Southwest one-quarter ( $SW\frac{1}{4}$ ) of Section 32, Township 49 South, Range 42 East; to the east boundary of the West one-half ( $W\frac{1}{2}$ ) of the West one-half ( $W\frac{1}{2}$ ) of Section 32, Township 49 South, Range 42 East; thence northerly along said east boundary to the south boundary of the Northwest one-quarter ( $NW\frac{1}{4}$ ) of the Southeast one-quarter ( $SE\frac{1}{4}$ ) of the Northwest one-quarter ( $NW\frac{1}{4}$ ) of Section 32, Township 49 South, Range 42 East; thence easterly along said south boundary to the east boundary of the West one-half ( $W\frac{1}{2}$ ) of the East one-half ( $E\frac{1}{2}$ ) of the Northwest one-quarter ( $NW\frac{1}{4}$ ) of Section 32, Township 49 South, Range 42 East; thence northerly along said east boundary to the southwest corner of the plat "LAKE AIRE ESTATES" (Plat Book 54, Page 15, Broward County Records); thence easterly along the south boundary of said "LAKE AIRE ESTATES" and along the south boundary of the plat "LAUDERDALE MANORS HOMESITES" (Plat Book 34, Page 21, Broward County Records) to the west boundary of the East one-half ( $E\frac{1}{2}$ ) of the East one-half ( $E\frac{1}{2}$ ) of Section 32, Township 49 South, Range 42 East; thence southerly along said west boundary to the south boundary of the North three-quarters ( $N\frac{3}{4}$ ) of the North one-half ( $N\frac{1}{2}$ ) of the Southeast one-quarter ( $SE\frac{1}{4}$ ) of Section 32, Township 49 South, Range 42 East; thence westerly along said south boundary to intersect the southerly extension of the west right-of-way line of N.W. 24th Terrace; thence northerly along said southerly extension and said west right-of-way line to the northeast corner of Lot 1 of Block 43 of the plat "WASHINGTON PARK 4TH ADDITION" (Plat Book 22, Page 44, Broward County Records) and the south right-of-way line of N.W. 13th Court; thence westerly along said south right-of-way line to the northwest corner of Lot 6 in said Block 43; thence southerly along the west boundary of said Lot 6 to the southwest corner thereof; thence westerly along the north boundary of Lots 44, 43, 42, and 41 in said Block 43 to the northwest corner of said Lot 41; thence southerly along the west boundary of said Lot 41 and along the southerly extension of said west boundary and along the west boundary of Lots 10 and 41 of Block 42 in said "WASHINGTON PARK 4TH ADDITION" to the southwest corner of said Lot 41 and the north right-of-way line of N.W. 12th Court; thence easterly along said north right-of-way line to intersect a line nineteen (19) feet east of and parallel to the west boundary of the East one-half ( $E\frac{1}{2}$ ) of the Northwest one-quarter ( $NW\frac{1}{4}$ ) of the Southeast one-quarter ( $SE\frac{1}{4}$ ) of Section 32, Township 49 South, Range 42 East; thence southerly along said parallel line to intersect the easterly extension of the north boundary of the South one-half ( $S\frac{1}{2}$ ) of Block 1 of the Plat "NEW TOWN" (Plat Book 23, Page 9, Broward County Records); thence westerly along said easterly extension and along said north boundary to the northwest corner of Lot 18 of said Block 1 and the east right-of-way line of N.W. 27th Avenue; thence southerly along said east right-of-way line to a point of curvature of a curve to the left twenty-five and nine hundredths (25.09) feet north of the southwest corner of Block 3 in said "NEW TOWN"; thence along the arc of said curve to the north

right-of-way line of N.W. 11th Court; thence along said north right-of-way line and the easterly extension thereof to intersect a line nineteen (19) feet east of and parallel to the west boundary of the East one-half ( $E\frac{1}{2}$ ) of the Southwest one-quarter ( $SW\frac{1}{4}$ ) of the Southeast one-quarter ( $SE\frac{1}{4}$ ) of Section 32, Township 49 South, Range 42 East; thence southerly along said parallel line to the north boundary of the South one-half ( $S\frac{1}{2}$ ) of the Southwest one-quarter ( $SW\frac{1}{4}$ ) of the Southeast one-quarter ( $SE\frac{1}{4}$ ) of Section 32, Township 49 South, Range 42 East; thence westerly along said north boundary to a line one hundred seventy-five (175) feet east of and parallel to the west boundary of the Southeast one-quarter ( $SE\frac{1}{4}$ ) of Section 32, Township 49 South, Range 42 East; thence southerly along said parallel line to a line two hundred (200) feet north of and parallel to the south boundary of Section 32, Township 49 South, Range 42 East; thence easterly along said parallel line to the west boundary of the East one-half ( $E\frac{1}{2}$ ) of the East one-half ( $E\frac{1}{2}$ ) of Section 32, Township 49 South, Range 42 East; thence southerly along said west boundary and along the west boundary of the East one-half ( $E\frac{1}{2}$ ) of the East one-half ( $E\frac{1}{2}$ ) of Section 5, Township 50 South, Range 42 East to the north boundary of the plat "THE R.E.B. PLAT" (Plat Book 74, Page 43, Broward County Records); thence westerly along said north boundary to the northwest corner of said "THE R.E.B. PLAT" and the easterly right-of-way line of N.W. 25th Avenue; thence southeasterly along said easterly right-of-way line to the southwest corner of said "THE R.E.B. PLAT"; thence easterly along the south boundary of said "THE R.E.B. PLAT" to intersect the west boundary of the East one-half ( $E\frac{1}{2}$ ) of the East one-half ( $E\frac{1}{2}$ ) of Section 5, Township 50 South, Range 42 East; thence southerly along said west boundary to the north right-of-way line of West Broward Boulevard; thence westerly along said north right-of-way line to the northerly extension of the west right-of-way line of S.W. 31st Avenue; thence southerly along said extension and said west right-of-way line to the north boundary of Section 18, Township 50 South, Range 42 East; thence westerly along said north boundary to the east right-of-way line of U.S. Highway No. 441 (State Road No. 7); thence southerly along said east right-of-way line to the south right-of-way line of Riverland Road; thence easterly along said south right-of-way line to the southerly extension of the east right-of-way line of that portion of S.W. 35th Avenue lying in Section 18, Township 50 South, Range 42 East; thence northerly along said extension and said east right-of-way line to the south boundary of the North one-half ( $N\frac{1}{2}$ ) of the South one-half ( $S\frac{1}{2}$ ) of the Northeast one-quarter ( $NE\frac{1}{4}$ ) of Section 18, Township 50 South, Range 42 East; thence easterly along said south boundary to the east boundary of the West one-half ( $W\frac{1}{2}$ ) of the West one-half ( $W\frac{1}{2}$ ) of the Northeast one-quarter ( $NE\frac{1}{4}$ ) of Section 18, Township 50 South, Range 42 East; thence northerly along said east boundary to the south right-of-way line of S.W. 14th Street; thence easterly along said south right-of-way line to the northwest corner of Block 13 of the plat "CHULA VISTA 1st ADDITION" (Plat Book 23, Page 21, Broward County Records); thence southerly along the west boundary of said Block 13 and along the west boundaries of Block 15 and Lots 3, 5, 6 and 7 in Block 19 of said "CHULA VISTA 1st ADDITION" to the southwest corner of said Lot 7; thence westerly twenty-five (25) feet to the west boundary of the canal lying in Blocks 19 and 18 of the plat "CHULA VISTA 1st ADDITION REVISED" (Plat Book 30, Page 43, Broward County Records);

thence southerly along said west boundary and its extension to the south boundary of said plat; thence easterly along said south boundary and along the south boundary at the North one-half (N $\frac{1}{2}$ ) of the South one-half (S $\frac{1}{2}$ ) of Section 17, Township 50 South, Range 42 East to the west boundary of the East one-half (E $\frac{1}{2}$ ) of the Southeast one-quarter (SE $\frac{1}{4}$ ) of Section 17, Township 50 South, Range 42 East; thence southerly along said west boundary to the centerline of South Fork New River; thence northeasterly (downstream) along said centerline to the west right-of-way line of the Seaboard System Railroad; thence southerly along said west right-of-way line to the westerly extension of the south right-of-way line of Port Everglades Belt Line Railway; thence easterly along said westerly extension and along said south right-of-way line to the west right-of-way line of the Florida East Coast Railway; thence southerly along said west right-of-way line to the south boundary of the North one-half (N $\frac{1}{2}$ ) of Section 27, Township 50 South, Range 42 East; thence easterly along said south boundary to the west right-of-way line of Dixie Highway as located on December 4, 1925; thence northerly along said west right-of-way line to a line six hundred seventy-six and twenty-six hundredths (676.26) feet, more or less, north of and parallel to the south boundary of Section 22, Township 50 South, Range 42 East; thence easterly along said parallel line thirty (30) feet, more or less, to the east right-of-way line of said Dixie Highway; thence northerly along said east right-of-way line to the south boundary of the North one-half (N $\frac{1}{2}$ ) of the Southeast one-quarter (SE $\frac{1}{4}$ ) of Section 22, Township 50 South, Range 42 East; thence easterly along said south boundary to the east boundary of Section 22, Township 50 South, Range 42 East; thence northerly along said east boundary to the east right-of-way line of Miami Road; thence northerly along said east right-of-way line to the south boundary of Section 14, Township 50 South, Range 42 East; thence easterly along said south boundary and along the south boundary of Section 13, Township 50 South, Range 42 East and its extension, to the east boundary of the State of Florida; thence northerly along the east boundary of the State of Florida to the point of beginning;

And further included within the corporate limits of City of Fort Lauderdale are lands known as Fort Lauderdale Executive Airport and the Fiveash Water Supply Area, together with certain lands contiguous thereto, all lying within the following boundaries:

Begin at the southeast corner of the Northwest one-quarter (NW $\frac{1}{4}$ ) of the Southeast one-quarter (SE $\frac{1}{4}$ ) of Section 16, Township 49 South, Range 42 East; thence go westerly along the south boundary of the North one-half (N $\frac{1}{2}$ ) of the South one-half (S $\frac{1}{2}$ ) of Section 16, Township 49 South, Range 42 East and along the south boundary of the North one-half (N $\frac{1}{2}$ ) of the South one-half (S $\frac{1}{2}$ ) of Section 17, Township 49 South, Range 42 East to the southeast corner of Lot 17 of the plat "FORT LAUDERDALE INDUSTRIAL AIRPORT - SECTION 1" (Plat Book 63, Page 10, Broward County Records) and the westerly right-of-way line of Prospect Field Road; thence northwesterly along the northeasterly boundary of said Lot 17 and said westerly right-of-way line to the northwest corner of said Lot 17; thence southerly along the west boundary of said Lot 17 to the westerly right-of-way line of Prospect Field Road; thence

northwesterly along said westerly right-of-way line to the north boundary of the South one-half ( $S\frac{1}{2}$ ) of the Northwest one-quarter ( $NW\frac{1}{4}$ ) of the Southeast one-quarter ( $SE\frac{1}{4}$ ) of Section 17, Township 49 South, Range 42 East; thence easterly along the north boundary thereof to the west boundary of the Northeast one-quarter ( $NE\frac{1}{4}$ ) of the Southeast one-quarter ( $SE\frac{1}{4}$ ) of Section 17, Township 49 South, Range 42 East; thence northerly along said west boundary thereof and along the west boundary of the South one-half ( $S\frac{1}{2}$ ) of the Southwest one-quarter ( $SW\frac{1}{4}$ ) of the Southeast one-quarter ( $SE\frac{1}{4}$ ) of the Northeast one-quarter ( $NE\frac{1}{4}$ ) of Section 17, Township 49 South, Range 42 East to the northwest corner thereof; thence easterly along the north boundary thereof to the west boundary of the East one-half ( $E\frac{1}{2}$ ) of the Southeast one-quarter ( $SE\frac{1}{4}$ ) of the Northeast one-quarter ( $NE\frac{1}{4}$ ) of Section 17, Township 49 South, Range 42 East; thence northerly along said west boundary to the northwest corner thereof; thence easterly along the north boundary thereof to the west boundary of the East one-half ( $E\frac{1}{2}$ ) of the Northeast one-quarter ( $NE\frac{1}{4}$ ) of the Northeast one-quarter ( $NE\frac{1}{4}$ ) of Section 17, Township 49 South, Range 42 East; thence northerly along said west boundary to the south boundary of the North one-half ( $N\frac{1}{2}$ ) of the North one-half ( $N\frac{1}{2}$ ) of the Northeast one-quarter ( $NE\frac{1}{4}$ ) of Section 17, Township 49 South, Range 42 East; thence westerly along said south boundary and the centerline of Orange Street in the plat "LITTLE FARMS" (Plat Book 27, Page 29, Broward County Records) to the southerly extension of the west boundary of Lot 11 of said plat; thence northerly along said extension and west boundary to the south boundary of Section 8, Township 49 South, Range 42 East; thence westerly along said south boundary to an intersection with the northerly right-of-way line of Prospect Field Road; thence continue westerly along said right-of-way line to the northerly extension of the east boundary of the West two hundred sixty-four (264) feet of the North one-half ( $N\frac{1}{2}$ ) of the North one-half ( $N\frac{1}{2}$ ) of the Northwest one-quarter ( $NW\frac{1}{4}$ ) of the Northwest one-quarter ( $NW\frac{1}{4}$ ) of Section 17, Township 49 South, Range 42 East; thence southerly along said extension and said east boundary to the southeast corner thereof; thence westerly along the south boundary thereof to the east boundary of Section 18, Township 49 South, Range 42 East; thence southerly along said east boundary to the northwest corner of the North one-half ( $N\frac{1}{2}$ ) of the Southwest one-quarter ( $SW\frac{1}{4}$ ) of the Northwest one-quarter ( $NW\frac{1}{4}$ ) of Section 17, Township 49 South, Range 42 East; thence easterly along the north boundary thereof to the northeast corner thereof; thence southerly along the east boundary thereof to the northwest corner of the Southwest one-quarter ( $SW\frac{1}{4}$ ) of the Southeast one-quarter ( $SE\frac{1}{4}$ ) of the Northwest one-quarter ( $NW\frac{1}{4}$ ) of Section 17, Township 49 South, Range 42 East; thence easterly along the north boundary thereof to the northeast corner thereof; thence southerly along the east boundary thereof to the northwest corner of the South three-quarters ( $S\frac{3}{4}$ ) of the Southeast one-quarter ( $SE\frac{1}{4}$ ) of the Southeast one-quarter ( $SE\frac{1}{4}$ ) of the Northwest one-quarter ( $NW\frac{1}{4}$ ) of Section 17, Township 49 South, Range 42 East; thence easterly along the north boundary thereof and along the north boundary of the South three-quarters ( $S\frac{3}{4}$ ) of the Southwest one-quarter ( $SW\frac{1}{4}$ ) of the Southwest one-quarter ( $SW\frac{1}{4}$ ) of the Northeast one-quarter ( $NE\frac{1}{4}$ ) of Section 17, Township 49 South, Range 42 East to the northeast corner thereof; thence southerly along the east boundary thereof to the north right-of-way line

of West Commercial Boulevard; thence westerly along said north right-of-way line to a line fifty-three (53) feet west of and parallel to the east boundary of the Southeast one-quarter ( $SE\frac{1}{4}$ ) of Section 18, Township 49 South, Range 42 East; thence northerly along said parallel line to a line two hundred (200) feet north of and parallel to the north right-of-way line of West Commercial Boulevard; thence westerly along said parallel line to a line two hundred fifty-three (253) feet west of and parallel to the east boundary of the southeast one-quarter ( $SE\frac{1}{4}$ ) of Section 18, Township 49 South, Range 42 East; thence southerly along said parallel line to the north right-of-way line of West Commercial Boulevard; thence westerly along said north right-of-way line to the west boundary of the East one-half ( $E\frac{1}{2}$ ) of Section 18, Township 49 South, Range 42 East; thence northerly along said west boundary to the southeast corner of the North three-quarters ( $N\frac{3}{4}$ ) of the East one-half ( $E\frac{1}{2}$ ) of the Northwest one-quarter ( $NW\frac{1}{4}$ ) of Section 18, Township 49 South, Range 42 East; thence westerly along the south boundary thereof to the southwest corner thereof; thence southerly along the east boundary of the West one-half ( $W\frac{1}{2}$ ) of the Northwest one-quarter ( $NW\frac{1}{4}$ ) of Section 18, Township 49 South, Range 42 East to the southeast corner thereof; thence westerly along the south boundary thereof to the east right-of-way line of U. S. Highway No. 441 (State Road No. 7); thence northerly along said east right-of-way line to the north boundary of the South six hundred sixty (660) feet of the West one-half ( $W\frac{1}{2}$ ) of the Northwest one-quarter ( $NW\frac{1}{4}$ ) of Section 18, Township 49 South, Range 42 East; thence easterly along said north boundary to a point ten (10.00) feet west of the northeast corner thereof; thence northerly and parallel to the west boundary of the East one-half ( $E\frac{1}{2}$ ) of the Northwest one-quarter ( $NW\frac{1}{4}$ ) of Section 18, Township 49 South, Range 42 East thirty-three and thirty-three hundredths (33.33) feet; thence easterly and parallel to the north boundary of the South six hundred sixty (660) feet of the West one-half ( $W\frac{1}{2}$ ) of the Northwest one-quarter ( $NW\frac{1}{4}$ ) of Section 18, Township 49 South, Range 42 East to the west boundary of the North three-quarters ( $N\frac{3}{4}$ ) of the East one-half ( $E\frac{1}{2}$ ) of the Northwest one-quarter ( $NW\frac{1}{4}$ ) of Section 18, Township 49 South, Range 42 East; thence northerly along said west boundary and the northerly extension thereof to the south boundary of Tract 9 of Block 96 in "The Palm Beach Farms Co. Plat No. 3," as recorded in Plat Book 2, Pages 45 to 54 inclusive, of the Public Records of Palm Beach County, Florida; thence go westerly along the south boundary of Tract 9 and along the south boundary of Tract 10 in said Block 96, to a point two hundred forty-nine (249) feet east of the southwest corner of Tract 10; thence northerly and parallel to the west boundary of Tract 10 three hundred fifty (350) feet; thence westerly and parallel to the south boundary of Tract 10 two hundred forty-nine (249) feet to the west boundary of Tract 10; thence northerly along said west boundary and along the west boundary of Tract 7 in Block 96 to a point eighty-three and eighty-two hundredths (83.82) feet north of the southwest corner of said Tract 7; thence northeasterly at an angle to the right of thirty-seven (37) degrees, twenty (20) minutes, thirty-one (31) seconds along the southeasterly boundary of a tract conveyed to the Florida State Turnpike Authority and recorded in Official Records 623, Page 97, Broward County Records, a distance of one thousand sixty (1060) feet, more or less; thence at an angle to the right of sixty-three (63) degrees, nineteen (19) minutes, thirty-five (35) seconds a distance of six hundred

fifty (650) feet, more or less, along the north boundary of an easement to the State Road Department to a point on the west boundary of Tract 8 in said Block 96, said point being five hundred seventy-five (575) feet south of the northwest corner thereof; thence northerly to said northwest corner; thence easterly along the north boundary of Tract 8 to the northeast corner thereof; thence southerly along the east boundary thereof to a line fifty-three (53) feet (as measured at right angles) south of and parallel to the north boundary of the Southeast one-quarter ( $SE\frac{1}{4}$ ) of Section 7, Township 49 South, Range 42 East, also being the south right-of-way line of N.W. 62nd Street; thence easterly along said parallel line to a line fifty-three (53) feet (as measured at right angles) west of and parallel to the east boundary of the Southeast one-quarter ( $SE\frac{1}{4}$ ) of Section 7, Township 49 South, Range 42 East; thence southerly along said parallel line to the north boundary of the South three hundred thirty (330) feet of the North five hundred thirty (530) feet of the Northeast one-quarter ( $NE\frac{1}{4}$ ) of the Northeast one-quarter ( $NE\frac{1}{4}$ ) of the Southeast one-quarter ( $SE\frac{1}{4}$ ) of Section 7, Township 49 South, Range 42 East; thence easterly along said north boundary to a line thirty-three (33) feet (as measured at right angles) west of and parallel to the east boundary thereof; thence southerly along said parallel line to the south boundary thereof; thence westerly along said south boundary to a line fifty-three (53) feet (as measured at right angles) west of and parallel to the east boundary of the Southeast one-quarter ( $SE\frac{1}{4}$ ) of Section 7, Township 49 South, Range 42 East, also being the west right-of-way of N.W. 31st Avenue; thence southerly along said parallel line to the south boundary of the North three-quarters ( $N\frac{3}{4}$ ) of the Southeast one-quarter ( $SE\frac{1}{4}$ ) of Section 7, Township 49 South, Range 42 East; thence easterly along said south boundary and the south boundary of the North three-quarters ( $N\frac{3}{4}$ ) of the Southwest one-quarter ( $SW\frac{1}{4}$ ) of Section 8, Township 49 South, Range 42 East, to a line fifty-three (53) feet (as measured at right angles) east of and parallel to the west boundary thereof, also being the east right-of-way line of N.W. 31st Avenue; thence northerly along said parallel line to a line fifty (50) feet (as measured at right angles) south of and parallel to the north boundary of the West one-half ( $W\frac{1}{2}$ ) of the Southwest one-quarter ( $SW\frac{1}{4}$ ) of Section 8, Township 49 South, Range 42 East, also being the south right-of-way of N.W. 62nd Street; thence easterly along said parallel line to the west boundary of the Northeast one-quarter ( $NE\frac{1}{4}$ ) of the Southwest one-quarter ( $SW\frac{1}{4}$ ) of Section 8, Township 49 South, Range 42 East; thence northerly along said west boundary to the northwest corner thereof; thence easterly along the north boundary thereof to the northeast corner thereof; thence northerly along the east boundary of the Northwest one-quarter ( $NW\frac{1}{4}$ ) of Section 8, Township 49 South, Range 42 East to a line fifty (50) feet (as measured at right angles) north of and parallel to the south boundary thereof, also being the north right-of-way of N.W. 62nd Street; thence westerly along said parallel line to a line fifty-three (53) feet (as measured at right angles) east of and parallel to the west boundary of the Northwest one-quarter ( $NW\frac{1}{4}$ ) of Section 8, Township 49 South, Range 42 East, also being the east right-of-way of N.W. 31st Avenue; thence northerly along said parallel line to the south boundary of the North one thousand nine and forty-eight hundredths (1009.48) feet of the Northwest one-quarter ( $NW\frac{1}{4}$ ) of Section 8, Township 49 South, Range 42 East; thence easterly along said south boundary to a line three hundred twenty-eight (328) feet (as measured



at right angles) east of and parallel to the west boundary of the Northwest one-quarter (NW $\frac{1}{4}$ ) of Section 8, Township 49 South, Range 42 East; thence southerly along said parallel line three hundred seventy-eight and thirty-one hundredths (378.31) feet to an intersection with the easterly projection of the south boundary of Lot 4, Block 7 of the plat "Palm Aire Village 2nd Section Add'n 1" (Plat Book 73, Page 15, Broward County Records); thence easterly along said easterly projection one hundred twenty-five (125) feet to a line four hundred fifty-three (453) feet (as measured at right angles) east of and parallel to the west boundary of the Northwest one-quarter (NW $\frac{1}{4}$ ) of Section 8, Township 49 South, Range 42 East; thence northerly along said parallel line three hundred seventeen and twenty-eight hundredths (317.28) feet to the south boundary of the North one thousand sixty-nine and forty-eight hundredths (1069.48) feet of the Northwest one-quarter (NW $\frac{1}{4}$ ) of Section 8, Township 49 South, Range 42 East; thence westerly along said south boundary to a line three hundred twenty-eight (328) feet east of and parallel to the west boundary of the Northwest one-quarter (NW $\frac{1}{4}$ ) of Section 8, Township 49 South, Range 42 East; thence northerly along said parallel line to the south boundary of the South six hundred ninety (690) feet of the North one thousand nine and forty-eight hundredths (1009.48) feet of the West four hundred fifty-three (453) feet of the Northwest one-quarter (NW $\frac{1}{4}$ ) of Section 8, Township 49 South, Range 42 East; thence easterly along said south boundary to the southeast corner thereof; thence northerly along the east boundary thereof to the northeast corner thereof; thence westerly along the north boundary thereof to a line fifty-three (53) feet (as measured at right angles) east of and parallel to the west boundary of the Northwest one-quarter (NW $\frac{1}{4}$ ) of Section 8, Township 49 South, Range 42 East, also being the east right-of-way of N.W. 31st Avenue; thence northerly along said parallel line to a point of curvature of a circular arc, having a radius of twenty-five (25) feet, said point of curvature being twenty-five (25) feet more or less north of the south boundary of the South one hundred twenty-five (125) feet of the North two hundred fifty-nine and forty-eight hundredths (259.48) feet of the East one hundred eighty-six (186) feet of the West two hundred thirty-nine (239) feet of the Northwest one-quarter (NW $\frac{1}{4}$ ) of Section 8, Township 49 South, Range 42 East; thence southerly and easterly along said arc to a point of tangency on said south boundary; thence easterly along said south boundary to the southeast corner thereof; thence northerly along the east boundary thereof to the Northeast corner thereof; thence westerly along the north boundary thereof to a line fifty-three (53) feet (as measured at right angles) east of and parallel to the west boundary of Section 8, Township 49 South, Range 42 East, also being the east right-of-way of N.W. 31st Avenue; thence northerly along said parallel line one hundred thirty-four and forty-eight hundredths (134.48) feet to the north boundary of Section 8, Township 49 South, Range 42 East; thence easterly along said north boundary three hundred ninety-seven (397) feet to a point of curvature of a curve to the right, having a radius of fifteen hundred (1500) feet and a central angle of twenty-one (21) degrees, nine (9) minutes, forty-nine (49) seconds; thence easterly and southeasterly along the arc of said curve to the right five hundred fifty-four and six hundredths (554.06) feet to a point of tangency; thence southeasterly along the tangent extended one hundred four and thirty-two hundredths (104.32) feet to a point of curvature of a curve to the left,

having a radius of fifteen hundred (1500) feet and a central angle of twenty-one (21) degrees, nine (9) minutes, forty-nine (49) seconds; thence southeasterly and easterly along the arc of said curve five hundred fifty-four and six hundredths (554.06) feet to a point of tangency on a line two hundred forty (240) feet (as measured at right angles) south of and parallel to the north boundary of the Northwest one-quarter (NW $\frac{1}{4}$ ) of Section 8, Township 49 South, Range 42 East; thence easterly along said parallel line one thousand thirty-four and eighteen hundredths (1034.18) feet to a line two hundred forty (240) feet (as measured at right angles) south of and parallel to the north boundary of the Northeast one-quarter (NE $\frac{1}{4}$ ) of Section 8, Township 49 South, Range 42 East; thence continue easterly along said parallel line one thousand forty-three and seventy-seven hundredths (1043.77) feet to a point of curvature of a curve to the left, having a radius of fifteen hundred (1500) feet and a central angle of twenty-one (21) degrees, nine (9) minutes, forty-nine (49) seconds; thence easterly and northeasterly along the arc of said curve to the left five hundred fifty-four and six hundredths (554.06) feet to a point of tangency; thence northeasterly along the tangent extended one hundred four and thirty-two hundredths (104.32) feet to a point of curvature of a curve to the right, having a radius of fifteen hundred (1500) feet and a central angle of twenty-one (21) degrees, nine (9) minutes, forty-nine (49) seconds; thence northeasterly and easterly along the arc of said curve five hundred fifty-four and six hundredths (554.06) feet to a point of tangency on the north boundary of the Northeast one-quarter (NE $\frac{1}{4}$ ) of the Northeast one-quarter (NE $\frac{1}{4}$ ) of Section 8, Township 49 South, Range 42 East; thence easterly along said north boundary to the northeast corner thereof; thence southerly fifty-five and two hundredths (55.02) feet along the east boundary thereof to the westerly extension of the south right-of-way line of McNab Road; thence east along said westerly extension and along the south right-of-way line of McNab Road to the east right-of-way of the Seaboard System Railroad; thence southerly along said east right-of-way to the north boundary of the South one-half (S $\frac{1}{2}$ ) of the Southeast one-quarter (SE $\frac{1}{4}$ ) of the Northeast one-quarter (NE $\frac{1}{4}$ ) of the Northwest one-quarter (NW $\frac{1}{4}$ ) of Section 10, Township 49 South, Range 42 East; thence easterly along said north boundary and along the south right-of-way line of N.E. 66th Street to the northwest corner of Parcel "D" of the plat "NORTH COLLIER ESTATES" (Plat Book 53, Page 33, Broward County Records); thence southerly along the southerly right-of-way line of N.E. 66th Street and northerly boundary of said Parcel "D" one hundred thirty-nine and twenty-four hundredths (139.24) feet to intersect the west right-of-way line of North Andrews Avenue Extension; thence northerly along said west right-of-way line to the centerline of Canal C-14 (Cypress Creek Canal); thence southerly along said centerline to the east boundary of Section 10, Township 49 South, Range 42 East; thence southerly along said east boundary to the west limited access right-of-way line of Interstate ninety-five (I-95); thence southerly, westerly, southerly, westerly and southerly along said limited access right-of-way line to the north right-of-way line of the now vacated N.E. 1st Way lying between Parcel "G" and Parcel "H" of the plat "PINE CREST ISLES" (Plat Book 63, Page 48, Broward County Records); thence continue southerly along said limited access right-of-way line on an assumed bearing of south forty-four (44) degrees, forty-nine (49) minutes, thirty-two (32) seconds west to a point sixteen

and twenty-five hundredths (16.25) feet north forty-four (44) degrees, forty-nine (49) minutes, thirty-two (32) seconds east from the south right-of-way line of said vacated N.E. 1st Way; thence fifty-six and thirty-nine hundredths (56.39) feet north forty-five (45) degrees, ten (10) minutes, twenty-eight (28) seconds west; thence eighty-two (82) feet south eighty-nine (89) degrees, forty-seven (47) minutes, thirty (30) seconds west; thence forty and fifty hundredths (40.50) feet north zero (0) degrees, twelve (12) minutes, thirty (30) seconds west; thence thirteen and fifty hundredths (13.50) feet south eighty-nine (89) degrees, forty-seven (47) minutes, thirty (30) seconds west; thence twenty-six (26) feet north zero (0) degrees, twelve (12) minutes, thirty (30) seconds west; thence thirteen and fifty hundredths (13.50) feet north eighty-nine (89) degrees, forty-seven (47) minutes, thirty (30) seconds east; thence forty and fifty hundredths (40.50) feet north zero (0) degrees, twelve (12) minutes, thirty (30) seconds west; thence eighty-two (82) feet north eighty-nine (89) degrees, forty-seven (47) minutes, thirty (30) seconds east; thence one hundred seven (107) feet south zero (0) degrees, twelve (12) minutes, thirty (30) seconds east; thence fifty-six and thirty-nine hundredths (56.39) feet south forty-five (45) degrees, ten (10) minutes, twenty-eight (28) seconds east to the west limited access right-of-way line of Interstate ninety-five (I-95); thence southerly along said west limited access right-of-way line to the east right-of-way line of North Andrews Avenue Extension; thence northerly along said east right-of-way line to an intersection with the easterly projection of the south boundary of Parcel "A" of the plat "STEAK & ALE OF FLA." (Plat Book 96, Page 16, Broward County Records); thence westerly along said easterly projection and along said south boundary to the east right-of-way line of North Andrews Avenue Realignment; thence southerly along said east right-of-way line to the north right-of-way line of N.W. 62nd Street; thence westerly along said north right-of-way line to the west boundary of the Southeast one-quarter (SE $\frac{1}{4}$ ) of the Southeast one-quarter (SE $\frac{1}{4}$ ) of the Northwest one-quarter (NW $\frac{1}{4}$ ) of Section 10, Township 49 South, Range 42 East; thence northerly along said west boundary to the east right-of-way line of Seaboard Systems Railroad; thence southerly along said east right-of-way line to the north boundary of the Southeast one-quarter (SE $\frac{1}{4}$ ) of the Southeast one-quarter (SE $\frac{1}{4}$ ) of Section 10, Township 49 South, Range 42 East; thence easterly along said north boundary to the West Limited Access right-of-way line of Interstate ninety-five (I-95); thence southerly along said West Limited Access right-of-way line to the south right-of-way line of N.W. 56th Street (abandoned); thence westerly along said south right-of-way line to the east right-of-way line of Seaboard System Railroad; thence southerly along said east right-of-way line to the easterly extension of the south limited access right-of-way of West Commercial Boulevard and Interstate ninety-five (I-95) interchange; thence westerly along said easterly extension and along said south limited access right-of-way to the northeast corner of parcel "A" of the plat "SHELL AT I-95 AND COMMERCIAL BOULEVARD"; (Plat Book 87, Page 25, Broward County Records); thence continue westerly, southwesterly and southerly along the north, northwest and west boundaries of said Parcel "A" to the easterly extension of the south boundary of Lot 2, Block 2 of the plat "TWIN LAKES" (Plat Book 29, Page 23, Broward County Records); thence westerly along said easterly extension and along the south boundary of Lot 2, Block 2 of said "TWIN LAKES" to the northeast corner of Lot 5,

Block 2 of said "TWIN LAKES"; thence south along the east boundary to the southeast corner thereof; thence west along the south boundary of Lots 5, 6, and 7, Block 2 of said "TWIN LAKES" to the southwest corner of said Lot 7; thence north along the west boundary of said Lot 7 to the southeast corner of Lot 9, Block 2 of said "TWIN LAKES"; thence west along the south boundary of said Lot 9 to the southwest corner thereof; thence north along the west boundary of said Lot 9 to the easterly extension of the south boundary of the North one hundred twenty (120) feet of Lot 1, Block 1 of said "TWIN LAKES"; thence westerly along said easterly extension and along the south boundary of the North one hundred twenty (120) feet of Lots 1, 2, 3 and the East fifteen (15) feet of Lot 4, Block 1 of said "TWIN LAKES"; thence continue westerly along the south boundary of Lots 11, 12, and 13, Block 1 of the plat "STADIUM PARK" (Plat Book 53, Page 9, Broward County Records) to the southwest corner of said Lot 13; thence southerly along the west boundary of Block 1 of said "STADIUM PARK" to the south boundary of the Northwest one-quarter (NW $\frac{1}{4}$ ) of the Northeast one-quarter (NE $\frac{1}{4}$ ) of the Southeast one-quarter (SE $\frac{1}{4}$ ) of Section 16, Township 49 South, Range 42 East; thence westerly along said south boundary to the east boundary of the Northwest one-quarter (NW $\frac{1}{4}$ ) of the Southeast one-quarter (SE $\frac{1}{4}$ ) of said Section 16, Township 49 South, Range 42 East; thence southerly along said east boundary to the point of beginning;

And lands known as "Fiveash Water Plant Area" lying within the following boundaries:

Begin at a point fifty (50) feet south of and thirty-three (33) feet west of the northeast corner of Section 21, Township 49 South, Range 42 East; thence go southerly and parallel to the east boundary thereof one thousand six hundred seventeen (1617) feet more or less to the south boundary of the North one-half (N $\frac{1}{2}$ ) of the North one-half (N $\frac{1}{2}$ ) of the Southeast one-quarter (SE $\frac{1}{4}$ ) of the Northeast one-quarter (NE $\frac{1}{4}$ ) of Section 21, Township 49 South, Range 42 East; thence westerly along said boundary seven hundred forty-six (746) feet more or less to the east right-of-way line of the Seaboard System Railroad; thence northeasterly along said east right-of-way line one thousand seven hundred sixty-five (1765) feet more or less to a line fifty (50) feet south of and parallel to the north boundary of Section 21, Township 49 South, Range 42 East; thence easterly along said parallel line forty (40) feet more or less to the point of beginning; LESS five (5) acres more or less reserved for the proposed extension of State Road No. 9 according to plans prepared by the State Road Department of the State of Florida and LESS any and all right-of-way of Interstate ninety-five (I-95);

TOGETHER WITH lands lying within the following boundaries: Begin at the intersection of the east right-of-way line of the Seaboard System Railroad and the north boundary of the South one-half (S $\frac{1}{2}$ ) of the North one-half (N $\frac{1}{2}$ ) of the Southeast one-quarter (SE $\frac{1}{4}$ ) of the Northeast one-quarter (NE $\frac{1}{4}$ ) of Section 21, Township 49 South, Range 42 East; thence go easterly along said north boundary four hundred thirty-six and sixty-four hundredths (436.64) feet to a line four hundred (400) feet from and

parallel to said east right-of-way line; thence southeasterly along said parallel line five hundred twenty-three and fourteen hundredths (523.14) feet; thence northwesterly and normal to said parallel line four hundred (400) feet to the aforementioned right-of-way line; thence northeasterly along said east right-of-way line three hundred forty-eight and six hundredths (348.06) feet to the point of beginning; LESS any and all right-of-way of Interstate ninety-five (I-95);

TOGETHER WITH lands lying within the following boundaries: Begin at the intersection of the east right-of-way line of the Seaboard System Railroad and the easterly extension of the south boundary of the North one hundred fifty-six (156) feet of Block 27A of the plat of "TWIN LAKES SECTION 2" (Plat Book 20, Page 1, Broward County Records); thence westerly along said easterly extension and said south boundary to the east right-of-way line of N.E. 10th Avenue; thence northerly along said east right-of-way line to the northwest corner of the South one hundred forty-four (144) feet of Block 27 of said "TWIN LAKES SECTION 2"; thence easterly along the north boundary of said one hundred forty-four (144) feet of Block 27 and the easterly extension thereof to the east right-of-way line of the Seaboard System Railroad; thence southerly along said east right-of-way line to the point of beginning.

## **Issue**

Metes and Bounds of city corporate limits need to be reviewed for accuracy.

## **~~Sec. 2.02. -- Greater Fort Lauderdale Area, West.~~**

~~(a) — Certain areas adjacent on the west to the corporate limits of City of Fort Lauderdale are designated as the "Greater Fort Lauderdale Area, West," to be eventually integrated into City of Fort Lauderdale in the manner hereinafter set out, such "Greater Fort Lauderdale Area, West" lying within the following described boundaries, to-wit:~~

### **~~PARCEL A~~**

~~Begin at a point on the west boundary of Section 5, Township 50 South, Range 42 East, said point of beginning being fifty (50) feet north of the southwest corner thereof; thence go westerly to the west right-of-way line of N.W. 31st Avenue; thence northerly along said west right-of-way line to the south boundary of the North one-half (N $\frac{1}{2}$ ) of the North one-half (N $\frac{1}{2}$ ) of the Southeast one-quarter (SE $\frac{1}{4}$ ) of Section 31, Township 49 South, Range 42 East; thence easterly along said south boundary and along the south boundary of the North one-half (N $\frac{1}{2}$ ) of the Northwest one-quarter (NW $\frac{1}{4}$ ) of the Southwest one-quarter (SW $\frac{1}{4}$ ) of Section 32, Township 49 South, Range 42 East to the east boundary of the West one-half (W $\frac{1}{2}$ ) of the West one-half (W $\frac{1}{2}$ ) of Section 32, Township 49 South, Range 42 East; thence northerly along said east boundary to the south boundary of the Northwest one-quarter (NW $\frac{1}{4}$ ) of the Southeast one-quarter (SE $\frac{1}{4}$ ) of the Northwest one-quarter (NW $\frac{1}{4}$ ) of Section 32, Township 49 South, Range 42 East; thence easterly along said south boundary to the east boundary of the West one-half (W $\frac{1}{2}$ ) of the East one-half (E $\frac{1}{2}$ ) of the Northwest one-quarter (NW $\frac{1}{4}$ ) of Section 32, Township 49 South, Range 42 East; thence northerly along said east boundary to the southwest corner of the plat "LAKE AIRE ESTATES" (Plat Book 54, Page 15, Broward County Records); thence easterly along the south boundary of said "LAKE AIRE ESTATES" and along the south boundary of the plat "LAUDERDALE MANOR HOMESITES" (Plat Book 34, Page 21, Broward County Records) to the west boundary of the East one-half (E $\frac{1}{2}$ ) of the East one-half (E $\frac{1}{2}$ ) of Section 32, Township 49 South, Range 42 East; thence southerly along said west boundary to the south boundary of the North three-quarters (N $\frac{3}{4}$ ) of the North one-half (N $\frac{1}{2}$ ) of the Southeast one-quarter (SE $\frac{1}{4}$ ) of Section 32, Township 49 South, Range 42 East; thence westerly along said south boundary to intersect the southerly extension of the west right-of-way line of N.W. 24th Terrace; thence northerly along said southerly extension and said west right-of-way line to the northeast corner of Lot 1 of Block 43 of the plat "WASHINGTON PARK 4TH ADDITION" (Plat Book 22, Page 44, Broward County Records) and the south right-of-way line of N.W. 13th Court; thence westerly along said south right-of-way line to the northwest corner of Lot 6 in said Block 43; thence southerly along the west boundary of said Lot 6 to the southwest corner thereof; thence westerly along the north boundary of Lots 44, 43, 42, and 41 in said Block 43 to the northwest corner of said Lot 41; thence southerly along the west boundary of said Lot 41 and along the southerly extension of said west boundary and along the west boundary of Lots 10 and 41 of Block 42 in said "WASHINGTON PARK 4TH ADDITION" to the southwest corner of~~

~~said Lot 41 and the north right-of-way line of N.W. 12th Court; thence easterly along said north right-of-way line to intersect a line nineteen (19) feet east of and parallel to the west boundary of the East one-half ( $E\frac{1}{2}$ ) of the Northwest one-quarter ( $NW\frac{1}{4}$ ) of the Southeast one-quarter ( $SE\frac{1}{4}$ ) of Section 32, Township 49 South, Range 42 East; thence southerly along said parallel line to intersect the easterly extension of the north boundary of the South one-half ( $S\frac{1}{2}$ ) of Block 1 of the plat "NEW TOWN" (Plat Book 23, Page 9, Broward County Records); thence westerly along said easterly extension and along said north boundary to the northwest corner of Lot 18 of said Block 1 and the east right-of-way line of N.W. 27th Avenue; thence southerly along said east right-of-way line to a point of curvature of a curve to the left twenty-five and nine hundredths (25.09) feet north of the southwest corner of Block 3 in said "NEW TOWN"; thence along the arc of said curve to the north right-of-way line of N.W. 11th Court; thence along said north right-of-way line and the easterly extension thereof to intersect a line nineteen (19) feet east of and parallel to the west boundary of the East one-half ( $E\frac{1}{2}$ ) of the Southwest one-quarter ( $SW\frac{1}{4}$ ) of the Southeast one-quarter ( $SE\frac{1}{4}$ ) of Section 32, Township 49 South, Range 42 East; thence southerly along said parallel line to the north boundary of the South one-half ( $S\frac{1}{2}$ ) of the Southwest one-quarter ( $SW\frac{1}{4}$ ) of the Southeast one-quarter ( $SE\frac{1}{4}$ ) of Section 32, Township 49 South, Range 42 East; thence westerly along said north boundary to a line one hundred seventy-five (175) feet east of and parallel to the west boundary of the Southeast one-quarter ( $SE\frac{1}{4}$ ) of Section 32, Township 49 South, Range 42 East; thence southerly along said parallel line to a line two hundred (200) feet north of and parallel to the south boundary of Section 32, Township 49 South, Range 42 East; thence easterly along said parallel line to the west boundary of the East one-half ( $E\frac{1}{2}$ ) of the East one-half ( $E\frac{1}{2}$ ) of Section 32, Township 49 South, Range 42 East; thence southerly along said west boundary and along the west boundary of the East one-half ( $E\frac{1}{2}$ ) of the East one-half ( $E\frac{1}{2}$ ) of Section 5, Township 50 South, Range 42 East to the north boundary of the plat "THE R.E.B. PLAT" (Plat Book 74, Page 43, Broward County Records); thence westerly along said north boundary to the northwest corner of said "THE R.E.B. PLAT" and the easterly right-of-way line of N.W. 25th Avenue; thence southeasterly along said easterly right-of-way line to the southwest corner of said "THE R.E.B. PLAT"; thence easterly along the south boundary of said "THE R.E.B. PLAT" to intersect the west boundary of the East one-half ( $E\frac{1}{2}$ ) of the East one-half ( $E\frac{1}{2}$ ) of Section 5, Township 50 South, Range 42 East; thence southerly along said west boundary to the north right-of-way line of West Broward Boulevard; thence westerly along said north right-of-way line to the point of beginning.~~

#### PARCEL B

~~Begin at the intersection of the south right-of-way line of Riverland Road and the southerly extension of the east right-of-way line of S.W. 35th Avenue; thence go northerly along said extension and said east right-of-way line to the south boundary of the North one-half ( $N\frac{1}{2}$ ) of the South one-half ( $S\frac{1}{2}$ ) of the Northeast one-quarter ( $NE\frac{1}{4}$ ) of Section 18, Township 50 South, Range 42 East; thence easterly along said south boundary to the east boundary of the West one-half ( $W\frac{1}{2}$ ) of the West one-half ( $W\frac{1}{2}$ ) of~~

~~the Northeast one-quarter (NE¼) of Section 18, Township 50 South, Range 42 East; thence northerly along said east boundary to the south right-of-way line of S.W. 14th Street; thence easterly along said south right-of-way line to the northwest corner of Block 13, "CHULA VISTA 1st ADDITION" (Plat Book 23, Page 21, Broward County Records); thence southerly along the west boundary of said Block 13 and along the west boundaries of Block 15 and Lots 3, 5, 6 and 7 in Block 19 of said "CHULA VISTA 1st ADDITION" to the southwest corner of Lot 7; thence westerly to the west boundary of the canal lying in Blocks 18 and 19 of "CHULA VISTA 1st ADDITION REVISED" (Plat Book 30, Page 43, Broward County Records); thence southerly along said west boundary and its extension to the south boundary of the North one-half (N½) of the South one-half (S½) of Section 17, Township 50 South, Range 42 East; thence westerly along said south boundary to the east right-of-way line of S.W. 31st Avenue; thence southerly along said east right-of-way line to the easterly extension of the south right-of-way line of S.W. 23rd Street; thence westerly along said south right-of-way line to the east right-of-way line of S.W. 34th Avenue; thence southerly along said east right-of-way line and its southerly extension to the south right-of-way line of Riverland Road; thence westerly along said south right-of-way line of Riverland Road to the point of beginning.~~

#### ~~PARCEL C~~

~~Begin at the intersection of the west boundary of the East one-half (E½) of the Southeast one-quarter (SE¼) of Section 17, Township 50 South, Range 42 East and the centerline of South Fork of New River; thence go southwest along the centerline of South Fork New River to its intersection with the centerline of North New River Canal; thence westerly along the centerline of North New River Canal to the east right-of-way line of U. S. Highway No. 441 (State Road No. 7); thence northerly along said east right-of-way line to the south right-of-way line of Riverland Road; thence easterly along said south right-of-way line to the southerly extension of the east right-of-way line of that portion of S.W. 34th Avenue lying in Section 18, Township 50 South, Range 42 East; thence northerly along said extension and said east right-of-way line to the south right-of-way line of S.W. 23rd Street; thence easterly along said south right-of-way line and its easterly extension to the east right-of-way line of S.W. 31st Avenue; thence northerly along said east right-of-way line to the north boundary of the South one-half (S½) of the South one-half (S½) of Section 17, Township 50 South, Range 42 East; thence easterly along said north boundary to the west boundary of the East one-half (E½) of the Southeast one-quarter (SE¼) of said Section 17, Township 50 South, Range 42 East; thence southerly along said east boundary to the centerline of the South Fork of New River and the point of beginning.~~

~~(b) — No taxes imposed by the City of Fort Lauderdale shall be levied against any part of the property described in subsection (a) hereof until said part is integrated into City of Fort Lauderdale as hereinafter provided; and no part of said property can be integrated~~



~~into the city unless such part is contiguous to lands lying within the existing corporate limits at the time of integration.~~

~~(c) — As each part of the property described in subsection (a) hereof is included within the corporate boundaries, such lands shall cease to be a part of the "Greater Fort Lauderdale Area, West" and shall be appropriately zoned or rezoned by City of Fort Lauderdale.~~

~~(d) — Each part of the above designated land lying contiguous or adjacent to any of the boundaries of said City of Fort Lauderdale, as it now exists or may hereafter exist, may be integrated into and be made a part of the said City of Fort Lauderdale, in the manner provided in this section. When so integrated into, and made a part of, said city, such territory shall be subject to the jurisdiction, obligation, benefits, and privileges of the said City of Fort Lauderdale, except as herein otherwise provided, the same as the area now constituting the said City of Fort Lauderdale.~~

## **Recommendation**

The above areas have either been annexed by the City or another municipality. It is recommended that the section be deleted and the legal description incorporated into section 2.01.

### **Sec. 3.02. - Creation, composition and term of commission.**

There is hereby created a city commission composed of one (1) mayor-commissioner and four (4) city commissioners all of whom shall be elected in the manner provided in this charter, shall take office on the first Tuesday following their election, and who shall hold office for a term of three (3) years, or until their successors are elected and qualified. No person who has been elected to the office of mayor-commissioner or to the office of city commissioner for three (3) consecutive terms shall be qualified for nomination or election to that office for the succeeding term. This limitation shall apply to terms which commence after the regular election of March 7, 2000. The mayor-commissioner and the four (4) city commissioners are sometimes referred to herein as commissioners or the city commission.

#### **Issue**

What is the purpose and meaning of the term nomination?

### **Sec. 3.03. - Qualification of members; forfeiture of office.**

To be eligible to hold the office of mayor-commissioner of the City of Fort Lauderdale, or to qualify for nomination or election as such, the candidate shall have resided in the City of Fort Lauderdale for six (6) months immediately preceding the date of the election, shall continuously reside in the City of Fort Lauderdale, and shall be a resident of the State of Florida and a citizen of the United States of America; shall be duly qualified to vote at city, state and national elections; shall be over the age of twenty-one (21) years; shall be otherwise qualified as in this charter provided; shall hold no other public elective office; and shall not be an officer, employee or serving any capacity with the city government, except that a city commissioner serving may qualify for election to the office of mayor. Candidates for nomination or election as mayor-commissioner shall comply with all the rules and regulations set out in the charter as to their conduct. Any candidate for mayor-commissioner or any mayor-commissioner who shall cease to possess the qualifications required herein shall forthwith forfeit his office.

To be eligible to hold the office of city commissioner of the City of Fort Lauderdale, or to qualify for nomination, ~~or election,~~ or appointment as such, the candidate shall have resided in the City of Fort Lauderdale for six (6) months immediately preceding the date of the election, and shall reside in the commission district from which he seeks election on the day he qualifies as a candidate for that office, shall continuously reside in that district and shall be a resident of the State of Florida, and a citizen of the United States of America; shall be duly qualified to vote at city, state and national elections; shall be over the age of twenty-one (21) years; and shall be otherwise qualified as in this charter provided; shall hold no other public elective office; and shall not be an officer, employee or serving in any capacity with the city government, except that a city commissioner serving may qualify for election or reelection. Candidates for nomination, ~~or election,~~ or appointment for the office of city commissioner shall comply with all the rules and regulations set out in the charter as to their conduct. Any candidate for city commission or any city commissioner who shall cease to possess the qualifications required herein shall forthwith forfeit his office or candidacy.

### **Recommendation**

The proposed language adds appointment to the categories of candidates for the Office of City Commission and clarifies that an appointed Commissioner can qualify for election.

### **Sec. 3.08. - Forfeiture of office.**

Absence by any commissioner from four (4) consecutive regular meetings of the city commission shall operate to vacate the seat of such member, unless such absence is excused by the city commission, by formal action duly entered upon the minutes. Any member of the city commission who shall, while in office, be convicted of a felony, shall thereupon forfeit his office, notwithstanding any appeal or right of appeal he may take or have subsequent to such conviction. ~~Any member of the city commission who shall violate the provisions of article VI, section 6.06 of this charter shall forfeit his office.~~

### **Issue**

Section 6.06 of the City Charter prohibits the city commission from directing the appointment or removal of any person from classified and nonclassified service. The section also subjects members of the city commission to removal from office for violating this provision. Section 3.08 in turn suggests that any member of the city commission who violates Section 6.06 automatically forfeits their office. It is unclear who makes such a determination and it seems unnecessarily duplicative.

### **Recommendation**

Delete the reference to Article VI, Section 6.06 from this section and leave the removal from office to the provisions of Section 6.06.

**Sec. 3.09. - Organization meeting.**

On the first Tuesday following each regular election the existing city commission shall meet at the usual place for holding the meetings of the legislative body of the city, for the purpose of transacting any and all necessary business before assumption of office by the newly elected commissioners. At 11:00 a.m. Eastern Standard Time the newly elected city commissioners shall assume the duties of office.

**Issue**

Is this provision necessary? Should it be replaced with a date and time for the oath of office for all new officers?

**~~Sec. 3.10. -- Special meeting to seat a new member.~~**

~~On the first Tuesday following the election of a new member, elected at other than a triennial regular election, the commission shall meet to receive such new member.~~

**Recommendation**

It is recommended that this provision be deleted, and that a date be established for the oath of office for all new officers.

**Sec. 3.11. - Regular meetings.**

The city commission shall meet regularly at such times as may be specified by ordinance; provided, however, that it shall meet regularly not less than twice each month except that the city commission may, by resolution, meetings may be eliminated or reschedule meetings ~~for one (1) month each year~~ to provide for vacations.

**Recommendation**

The proposed change would allow flexibility in scheduling annual vacations.

### **Sec. 3.12. - Special meetings—How called.**

The mayor, any two (2) members of the city commission, or the city manager, may call special meetings of the city commission upon at least ~~six (6)~~forty-eight hours' ~~written~~ notice to each member, the city manager, city clerk, city attorney, city auditor, and chief of police, ~~served personally or left at his usual place of residence~~. The call notice shall state the general purpose of the meeting. ~~The regularity or validity of any proceedings, taken at any special meeting at which a majority of members of the city commission and city clerk is present, or where written waiver of call and consent in writing is filed, shall not be questioned on account of any omission or irregularity in calling such special meeting.~~

### **Recommendation**

The proposed changes delete archaic language, and provide notice requirements consistent with current law.



### **Sec. 3.13. - Meeting place; meetings to be public.**

All regular meetings of the city commission shall be held at the usual place of holding meetings of the city commission; but a special meeting may be held elsewhere in the city under authority of a resolution previously adopted authorizing such meetings. Meetings of the city commission shall be open to the public, and any citizen shall have access to the minutes and records thereof at all reasonable times and under the supervision of the city clerk. The commission shall prescribe its own rules, regulations and order of business, and shall keep minutes of its proceedings. The mayor shall maintain order at all meetings, and the police department, upon instructions of the mayor, shall expel any person from the meeting who refuses to obey the order of the mayor in relation to preserving order at the meetings. The commission may meet in conference session at a place other than the regular meeting place, ~~but no~~ No official action shall be taken at ~~such~~ conference meeting.

### **Recommendation**

The sentence provides that the city commission may meet in a conference session at a location other than its regular meeting place. This statement is followed by a clause that provides that no official action can be taken at such conference meeting. That wording makes it unclear as to whether the prohibition only applies to conference meeting held in locations other than the city commission chambers, ie., the city commission conference room. Amend the language to clarify that the public can attend the meetings and to clarify official action is not to be taken at any conference session.

### **Sec. 3.15. - Initiative; petition for proposed ordinance.**

Any proposed ordinance, including ordinances for the repeal or amendment of the "Code of Ordinances of the City of Fort Lauderdale, Florida," then in effect, except any ordinance amending the Charter of the City of Fort Lauderdale, Florida, may be initiated, submitted and enacted in the following manner:

- (a) A committee of not less than one thousand (1,000) electors of the city shall prepare and sign a petition addressed to the City Commission of the City of Fort Lauderdale requesting that a proposed ordinance attached to the petition be enacted. Each signer of the petition must be an elector of the city and shall sign his name in ink and shall indicate his place of residence and voting precinct. The petition shall have attached the certificate of the supervisor of elections indicating whether each of the signers is a qualified elector of the city. Thereafter, such signers shall be referred to as the committee, and one (1) member shall be designated therein as chairman of the committee. The committee shall have the right to request the city attorney, in writing, to assist in the drafting of such proposed ordinance in proper form, and such city attorney shall draft the proposed ordinance in proper form within thirty (30) days after being requested to do so by said committee in writing. He shall append to the drafted form of ordinance his opinion as to the legality of such proposed ordinance.
- (b) Such signed petition and proposed ordinance and the opinion of the city attorney shall be presented by the committee to the city commission at a regular meeting, after sixty (60) days prior notice to the city manager that such matter will be presented at such meeting. An opportunity shall be given for proponents and opponents of the proposed ordinance to be heard. At such meetings the city commission shall take definite action upon the ordinance by rejecting same, failing to take action upon same, passing same in prepared form upon first reading or passing same in amended form upon first reading. If passed on first reading in an amended form, the chairman of the committee shall state in open meeting whether the committee accepts or rejects the ordinance, as amended, and the decision of the chairman shall be binding upon the committee. If the committee accepts the amended ordinance, as aforesaid, or if the city commission accepts the proposed ordinance, same shall be placed upon its first reading at such meeting, upon the second reading at the next regular meeting. If the proposed ordinance is passed upon first reading, or if the proposed ordinance is amended and passed upon first reading, and such amended ordinance is accepted and approved by the chairman of the committee, it shall be the duty of the city commission to pass such ordinance, and to continue reading such ordinance upon progressive readings at each regular meeting of the city commission until such ordinance is duly enacted.

- (c) If the city commission should:
- (1) Reject the proposed ordinance; or
  - (2) Fail to take action upon said proposed ordinance; or
  - (3) Pass the ordinance in an amended form not acceptable to the committee;  
or
  - (4) Fail to pass the proposed ordinance upon first and second reading; or
  - (5) Fail to pass an amended ordinance, acceptable to the committee, upon successive meetings; or
  - (6) Do any act to delay passage of such ordinance; the chairman of the committee shall have the right to demand in writing that an election upon the matter of enactment of the proposed ordinance, or amended ordinance which has been accepted or approved by the committee, be held in the manner provided in section 3.18 of this charter, and at such meetings at which such demand in writing is presented, the said city commission shall take action either calling such election or refusing to call such election, and the failure to call such election shall constitute a refusal.

**Recommendation**

Section 166.031, Florida Statutes, provides the process for charter amendment by petition. To eliminate confusion, it is recommended that Section 3.15 of the Charter be amended to apply only to ordinances other than those amending the Charter.

### **Sec. 3.16. - Circulating petition for an election.**

~~After~~If a ~~demand~~request for an election has been refused, as hereinbefore set out in Section 3.15(c)(6), the committee ~~shall have the right to~~may circulate petitions to obtain the signatures of registered electors of the city, equal in number to fifteen (15) percent of the qualified electors of the city, in order to compel the enactment of such ordinance or amended ordinance in the following manner:

(a) Within ten (10) days after the ~~demand~~request for an election has been refused by the city commission, the clerk shall prepare a form of petition addressed to the city commission demanding that an election be called in the manner provided by section 3.18 of this charter in order that there may be submitted to the qualified electors of the city at such election the question of enactment by initiative proceedings of the proposed ordinance or amended ordinance. Such petition shall clearly outline the action sought and shall contain a copy of the ordinance proposed for enactment by the committee and shall contain spaces for signatures for electors and a form of affidavit for circulators to sign. All petitions shall be uniform in character and shall contain the names of each of the members of the committee of the petitioners, and designate the ~~chairman~~chairperson thereof.

(b) The ~~chairman~~chairperson of the committee shall sign a receipt for the form of petition and shall return all signed petitions to the clerk within sixty (60) days from the date of said receipt.

(c) Each elector of the city signing a petition shall sign his name as registered in the office of supervisor of elections of Broward County, Florida, in ink ~~or indelible pencil~~, shall specify his voting precinct and shall place on the petition ~~opposite~~beside his name the date he signed the petition and his place of residence in the city. Each counterpart of the petition shall contain appropriate lines for signatures by electors and a form of affidavit to be executed by the circulator thereof, verifying the fact that such circulator saw each person sign the counterpart of the petition, and that each signature appearing thereon is the genuine signature of the person it purports to be, and that such petition was signed in the presence of the affiant on the date indicated.

(d) All counterparts of the petition shall be assembled and filed with the city clerk as one (1) instrument within sixty (60) days after receipt of such petition by the ~~chairman~~chairperson, and when so filed, the clerk shall determine forthwith from the supervisor of elections if such petitions contain the signatures of electors constituting fifteen (15) percent in number of the registered electors of said city, and when such fact has been determined by the city clerk in consultation with ~~report from~~ the supervisor of elections, the city clerk shall submit such petitions and such affidavits to the city commission at its next regular meeting.

(e) Any elector signing such petition shall have the right to file with the city clerk a demand in writing that his name be deleted and stricken from the petition, and upon the filing of such demand the name of such elector shall be stricken by the clerk and not be counted or computed in the total of electors signing the petition. No signature may be stricken after the clerk has certified the total of registered electors to the commission.

## **Issue**

The way in which Sections 3.15 through 3.20 are codified may lead to the misinterpretation that these sections can operate independently of each other however, if read together it becomes clear that the section are all part of one process.

Section 3.16(c) indelible pencil is not an instrument in common usage and it would be hard to determine whether the pencil mark made satisfied this requirement.

It may be difficult to determine what is meant by specifying the precinct opposite of the voters name.

Section 3.16(d) does not specify who determines the 15% of the signers of the petition are registered electors of the city.

## **Recommendation**

Revise the language to make it clearer that Section 3.15 through 3.20 are all a part of the same process.

Change demand to request

Delete the indelible pencil requirement

Change the verb opposite to beside

Section 3.16(d) provides that the city clerk submit the petitions and affidavits to the city commission. Since the city clerk is already responsible to that aspect of the process we recommend that they also consult and be the party responsible for determining the percentage of registered electors who have signed the petition.

### **Sec. 3.17. - Commission required to take action.**

If the certificate of the clerk submitted pursuant to 3.16(e), so submitted, shows that fifteen (15) percent of the registered electors of the city signed such petition and have not requested that their signatures be stricken or deleted, then it shall be the mandatory duty of the city commission at such meeting at which the clerk's certificate is presented to ~~enact~~ set the first and second reading of the ordinance in final form for the next legally compliant date, or call an election for the purpose of submitting such proposed ordinance to the votes of the electorate.

### **Issue**

Section 3.16(e) requires that the petition be submitted to the city commission's next regular meeting. The section suggests that the City Commission, at the meeting at which the certificate is presented enact an ordinance in final form. State statutes section 166.041 requires public notice of the ordinance and two readings before adoption. This section does not comply with the state statutory requirements.

### **Recommendation**

Amend the language of the section to mandate that the City Commission schedule the first and second readings for the next available city commission dates.

### **Sec. 3.18. - Time of holding election.**

If an election is scheduled to be held not less than thirty (30) days and not more than sixty (60) days after ~~such~~ the city commission meeting provided for in Section 3.17, such proposed ordinance shall be submitted to a vote of the electors at such election. If no election is to be held within the time aforesaid, the city commission shall provide for submitting the proposed ordinance to the electors at a special election to be held not later than sixty (60) days, nor earlier than thirty (30) days thereafter. At least ten (10) days before any such election the city clerk shall cause such proposed ordinance to be published, in one (1) issue of the official newspaper.

### **Issue**

The way the section is codified it is not clear what meeting is being referred to in this section.

### **Recommendation**

Revise the language to make it clearer that the meeting referenced is the one mentioned in Section 3.17.

### **Sec. 3.19. - Ballots.**

Ballots to be used when voting upon any ~~such~~ proposed ordinance pursuant to Section 3.18 shall state the title of the ordinance to be voted on and below it the two (2) propositions "For the proposed Ordinance" and "Against the proposed Ordinance." If a majority of the electors voting on any such proposed ordinance shall vote in favor thereof, it shall thereupon become an ordinance of the city, and a part of the "Code of Ordinances of the City of Fort Lauderdale," upon canvass of such votes and proper certification.

### **Issue**

The way the section is codified it is not clear what ordinance is being referred to in this section.

### **Recommendation**

Revise the language to make it clearer that the ordinance referenced is the one mentioned in Section 3.18.



### **Sec. 3.20. - Referendum elections.**

Any existing ordinance of the City of Fort Lauderdale, or any section or related sections of the "Code of Ordinances of the City of Fort Lauderdale," including ordinances approved by the electorate, may be repealed or amended, and any intended sale or lease of public property may be approved or rejected by a majority of the electors voting at a referendum election, when such matter is submitted to a referendum by the city commission, upon its own motion or as a result of initiative proceedings. In case of initiative proceedings, when the necessary requirements have been met, and proper petitions bearing the signatures of fifteen (15) percent of the registered electors have been filed, the city commission shall pass a resolution calling for a referendum election to be held under the same procedure as provided in section 3.18 and section 3.19 of this charter.

### **Issue**

The language is too broad. Certain land use matters are not subject to referendum.

There is no clear process for how a referendum under this section is initiated.

#### **Sec. 4.01. - Executive officers.**

The mayor-commissioner, the city manager, the city clerk, the director of finance and the city attorney are recognized as executive officers of the city and shall severally perform on behalf of the city the following duties:

(a) The mayor-commissioner, the city manager, the director of finance and city clerk shall sign all bonds issued by the city.

(b) All contracts, agreements, leases or other instruments to which the city is a party ~~and~~ or under which the city assumes any liability, shall be executed in the name of the city by the mayor-commissioner and city manager, attested by the city clerk, and the form of any such instrument shall be previously approved by the city attorney or assistant city attorney, provided, however, that where by ordinance or resolution, the execution of short-term leases or other instruments is delegated to another person, such instrument may be executed in the manner provided by such ordinance or resolution.

(c) All checks for the payment of money by the municipality shall be signed by the director of finance or by the holder of such other position as is authorized by resolution of the city commission. All persons authorized to sign checks shall be under fidelity bond in an amount recommended by the city manager and prescribed by resolution of the city commission.

#### **Issue**

It is unclear whether Section 4.01(b) applies to all contracts, agreements, leases or instruments or just those in which the city assumes liability.

#### **Recommendation**

Change “and” to “or” to make it clear that the section applies to all contracts, agreements, leases or instruments to which the city is a party or assumes liability.

**Sec. 4.02. - Compensation of officers and employees.**

The city commission of the City of Fort Lauderdale shall by resolution fix the compensation of commissioners, but any resolution increasing or reducing the compensation of commissioners shall not be adopted subsequent to July 31 of the year immediately preceding the year of the election and shall not be effective until the seating of the next commission following the next election. The city commission shall by resolution fix the compensation of the city manager and the city attorney. All other officers and employees shall receive the compensation designated under the pay plan and rules and regulations of the civil service system or the applicable collective bargaining agreement.

**Issue**

The City Commission requested that this section be reviewed.

**Sec. 4.06. - Acting city manager ~~upon resignation of or during absence or disability of city manager.~~**

Upon the resignation or dismissal of, or during the absence or disability of the city manager for a period exceeding thirty consecutive calendar days, the city commission may by resolution designate some properly qualified person, either in the classified or ~~exempt~~ nonclassified service, to temporarily execute the functions of ~~his~~ the city manager's office. For an absence or disability of the city manager for a period of up to thirty consecutive calendar days the city manager may designate the deputy city manager or an assistant city manager to temporarily execute the functions of the city manager's office. The person thus designated shall have the same powers and duties as the city manager, and shall be known ~~while service~~ as "acting city manager."

An acting city manager may be removed at any time by resolution of the city commission.

**Recommendation**

The proposed change provides the City Manager with the authority to appoint a deputy city manager or an assistant city manager during an absence of 30 days or less.

**Sec. 4.07. - Assistants to the city manager.**

Upon the recommendation of the city manager, a deputy city manager may be appointed by resolution of the city commission. Assistant city managers and all other professional managerial and administrative employees in the office of the city manager shall be appointed by the city manager. The deputy city manager, assistant city managers and all other professional managerial and administrative employees in the office of the city manager shall be in the ~~exempt~~nonclassified service and may be suspended, demoted or removed by the city manager. The compensation of such members of the city manager's staff who are in the ~~exempt~~nonclassified service shall be established by the provisions of the city's pay plan.

**Recommendation**

The proposed change clarifies the civil service status of the manager's assistants. The term exempt can be confused with exempt status pursuant to the Fair Labor Standards Act.

#### **Sec. 4.08. - Removal or discharge.**

The city manager may be removed or discharged by resolution of the city commission at any time. In such resolution the commission shall designate an acting city manager to serve in the place of the removed city manager, and the removed city manager shall vacate the office upon adoption of at the time specified in the resolution. ~~Within five (5) days after the adoption of resolution removing or discharging him, such removed city manager shall have the right to have served upon him written statement of specific reasons for his discharge, if he so desires, by filing a demand for same with the city clerk, and leaving sufficient copies with the city clerk for service upon members of the city commission. Such written statement of specific reasons, signed by a majority of the city commission shall be delivered to such removed officer within five (5) days after service of such demand as aforesaid, and a definite time and date fixed in such written statement for a public hearing before the commission within not less than five (5) days and not more than ten (10) days after the service of such written statement. At the time and place specified the city commission shall convene as a body at a special meeting for the purpose of conducting a public hearing upon such charges. The removed city manager shall have the right to appear at such hearing to answer and rebut such charges or reasons, and he shall have the right to be represented by his own private counsel. At the conclusion of such hearing the commission shall adopt a resolution confirming such removal or reinstating such removed city manager. If reinstated he shall receive full pay for the period intervening between his removal and reinstatement.~~

~~An acting city manager may be removed at any time by resolution of the city commission, and such removed person shall not be entitled to a public hearing upon such removal.~~

#### **Recommendation**

The deleted language is not necessary inasmuch as termination is addressed as a matter of contract. Current and past city manager employment contracts have waived this provision, and its deletion does not diminish any rights applicable pursuant to state or federal law.

**Sec. 4.10. - City attorney; appointment; qualifications; compensation.**

The city commission shall appoint a city attorney who shall be employed under such terms and conditions as it may deem advisable. The city attorney shall be a lawyer of at least two (2) years' experience and practice in the courts of the State of Florida. The city attorney shall receive such compensation as the city commission may by resolution fix and designate. Neither the city attorney nor any of his assistants shall receive any compensation in connection with the performance of the duties of the office other than the amounts paid directly by the city for services rendered to the city. The city commission may, by resolution, authorize the city attorney to engage the services of one (1) or more special counsel to be retained for the purpose of performing such legal duties as may be prescribed by said resolution. Each such resolution shall further prescribe ~~the~~ a range of compensation to be paid the special counsel.

**Recommendation**

The revised language is proposed to provide for an efficient and flexible process in retaining special counsel.

#### **Sec. 4.11. - Assistants to the city attorney.**

- (a) Upon the recommendation of the city attorney, a deputy city attorney may be appointed by resolution of the city commission. Assistant city attorneys shall be appointed by the city attorney. The deputy city attorney and assistant city attorneys shall be in the ~~exempt~~nonclassified service and may be suspended, demoted or removed by the city attorney. ~~The compensation of the deputy city attorney and assistant city attorneys shall be established by the provisions of the city's pay plan.~~
- (b) The city attorney shall employ such other administrative, professional, expert and clerical assistance as is necessary to carry out the city attorney's required duties.
- (c) The city attorney shall be the supervisor of all employees in the city attorney's office. The city attorney shall have the exclusive authority regarding the appointment, removal, and salary of all assistant city attorneys and, except as otherwise provided in this Charter or by ordinance, the exclusive authority regarding the appointment, removal, and salary of all other employees in the city attorney's office.

#### **Recommendation**

The addition of section (b) provides the City Attorney with the same authority to employ staff as is given to the City Manager, the City Auditor, and the City Clerk. The addition of section (c) provides the City Attorney with the same authority to appoint, remove, and determine salary that the City Manager has for employees in the City Manager's Office.



**Sec. 4.13. - City clerk; appointment; compensation.**

- (a) The city commission shall appoint a city clerk who shall be under the direction and supervision of the city commission and who shall hold office at the pleasure of the city commission. The duties of the city clerk shall be as set forth in section 2-83 of the city's Code of Ordinances. ~~The compensation of the city clerk shall be established by the provisions of the city's pay plan~~receive such compensation as the city commission may by resolution fix and determine.
- (b) The city clerk shall employ such other administrative, professional, expert and clerical assistance as is necessary to carry out the city clerk's required duties.

**Recommendation**

The proposed change reflects the current practice of the City Commission and clarifies the title of the section.

**Sec. 4.14. - City auditor; appointment; qualifications; compensation.**

- (a) The city commission shall appoint a city auditor who shall be employed under such terms and conditions as the city commission may deem advisable. The city auditor shall receive such compensation as the city commission may by resolution fix and designate. The individual appointed to the position of city auditor shall be a person who holds and maintains an active license to practice public accounting pursuant to Chapter 473, Florida Statutes, as may be amended from time to time, and shall have sufficient experience in governmental accounting and auditing practices.
- (b) The city auditor shall follow governmental auditing standards, and shall review business practices, procedures, internal controls, and procurement practices which are used, employed and promulgated by the city government. The city auditor shall also be responsible for the performance of such other duties assigned by the city commission. To the degree necessary to fulfill the responsibilities of the office, the auditor shall have the power and authority to:
  - (1) Conduct financial and compliance, economy and efficiency, and performance audits of city government and city officials with written reports submitted to both city commission and the city manager.
  - (2) Have free and unrestricted access to government employees, officials, records, and reports; and where appropriate, require all branches, departments, and officials of city government to produce documents, files and other records.
- (c) The city auditor shall review any matter related to city business upon the request of a city commissioner or the city manager or any executive officer.
- (d) The city auditor has authority to remove, for further review and evaluation, an item from any city commission agenda and defer consideration on that item until the next regularly-scheduled meeting of the city commission. The item must relate to a transaction in which the city will either expend or receive funds, property, goods or services. The city commission may override the city auditor's decision to remove an item from the city commission agenda by a vote of one (1) more than that which would constitute a majority vote of the full city commission. This right of removal may only be exercised once for each agenda item removed.
- (e) The city auditor shall employ such other administrative, professional, expert and clerical assistance as is necessary to carry out the city auditor's required duties.

**Recommendation**

The change in section (c) allows for all executive officers to ask the City Auditor to look into any matter related to City business. Executive officers are the City Manager, City Attorney, City Clerk and Director of Finance.

## **Sec. 6.02. - Classified and nonclassified service.**

All offices and positions of the city shall either be in the nonclassified service or in the classified service. The city manager and deputy city manager, city attorney and deputy city attorney, city clerk and city auditor shall be appointed by resolution of the city commission. Assistant city attorneys shall be appointed by the city attorney. Commission assistants shall be appointed by the City Commission. Assistant city clerks shall be appointed by the city clerk and assistant city auditors shall be appointed by the city auditor. All other nonclassified personnel shall be appointed by the city manager, who shall be empowered to execute employment contracts with such employees. The duration of such employment contracts shall not exceed two (2) years, and the pay provisions shall be in conformance with the salary range established in the city's pay ordinance. All positions in the classified service shall be filled in accordance with personnel rules and regulations; provided, however, that all positions in the classified service which, once filled, are subject to the provisions of any collective bargaining agreement shall be exempt from the applicability of such personnel rules and regulations. Positions in the nonclassified service shall be filled on the basis of relative ability, knowledge and skill. Such employees shall be entitled to fair and equitable compensation, with incentives and recognition for excellent performance. The nonclassified service shall include the following positions and levels:

- (a) The city manager and/or acting city manager.
- (b) Deputy city manager and deputy city attorney.
- (c) Assistant city managers.
- (d) Administrative assistants to the city manager.
- (e) The city attorney and assistant city attorneys.
- (f) Assistants to the city attorney.
- (fg) All management category I positions.
- (gh) City clerk and assistant city clerks.
- (hi) Commission assistants.
- (ij) City auditor and assistant city auditors.
- (ik) Temporary, part-time, and grant-funded employees.

Nonclassified personnel may not be assigned the duties of a vacant classified position except in accordance with personnel rules and regulations.

The classified service shall include all positions in the city's service, except those specifically placed in the nonclassified service. All persons in the classified service shall be subject to the civil service rules and regulations; provided, however, that regular employees in the classified service who are subject to a collective bargaining agreement shall not be subject to civil service rules and regulations.

### **Recommendation**

Subsection (f) adds nonclassified assistants to the city attorney, providing flexibility in hiring and removal of employees having access to sensitive and sometimes confidential information in the City Attorney's Office. Subsection (k) provides flexibility in hiring and removal of employees who are not regular full-time employees.

**Sec. 6.03. - Status of present employees and offices.**

A person displaced from a nonclassified position for any reason other than misconduct shall be permitted to return to the highest job class previously held in the classified service, provided a vacant position exists in such job class. In cases where no such vacant position exists, the city manager shall consider the employee's length of service and contribution to the organization, and based upon such review may authorize a nonbudgeted position for such employee until a budgeted position becomes vacant.

Any person who was in the classified service prior to the effective date of this charter shall retain his status as a classified employee for the duration of his employment in that position or until such time as he chooses to accept a nonclassified position.

**Issue**

It is recommended that the City Commission consider whether this provision should be limited to employees under the supervision of the City Manager.

## **Sec. 8.02. - Sale of public lands and of public property to public bodies.**

City of Fort Lauderdale is hereby authorized and empowered to enter into contracts with and to sell, alienate, exchange, give, grant or convey to United States of America or any of its departments or agencies, State of Florida or any of its counties, districts, subdivisions or agencies, or to any public body, any public places or any public property, real or personal, now owned by said City of Fort Lauderdale or hereafter acquired, to be used by such public body or agency for a public purpose, or make improvements upon public property used for a public purpose, under the following conditions, to-wit:

(a) The city commission shall first adopt a resolution determining and declaring its intention to sell, alienate, give, exchange, grant, or convey certain public property to a designated public body, or make improvement to public property, and such resolution shall particularly describe the public lands, public property, improvements or places intended to be conveyed or improved, the purchase price to be paid, if any, the public purpose for which such land or such property will be used by the grantee, and other details of the sale, and designate a day not less than thirty (30) days after the adoption of such resolution, on which a public hearing will be had before the city commission upon such proposal.

(b) If any public property intended to be sold, alienated, given away, granted or conveyed to any other public body is encumbered by any bonds or obligation for which such property or the revenue derived therefrom is specially pledged, provision must be made in the proposal and plan to simultaneously discharge and pay the obligations for payment of which such lands or revenues derived therefrom are specially pledged.

(c) Such resolution shall be published in full in two (2) issues of a newspaper published in said city with the first publication not less than ten (10) days before such public hearing and the second publication one (1) week after the first publication.

(d) At the time designated for a public hearing, the terms of the proposal and the use of the property shall be explained to the public and opportunity given for citizens and taxpayers to be heard upon such proposal.

(e) At such meetings, or any designated adjourned meeting, the city commission shall pass another resolution either confirming or repealing the resolution previously adopted, or confirming the previous resolution with amendments or additions. If the previous resolution is confirmed in its original form, or with amendments or additions, such confirming resolution shall direct the proper city officials to execute and deliver deed of conveyance under the terms and conditions set out in the resolution as confirmed.

(f) The provisions of this section to the contrary notwithstanding, the city may sell (for fair market value) or trade (for like value) surplus stock of supplies or equipment belonging to the city to another governmental entity by any procedure as may be established under the "Purchasing Ordinance of the City of Fort Lauderdale" [Code ch. 2, art. V, div. 2].

## **Issue**

Who are the proper city officials to sign documents?



**Sec. 8.09. - Leases for more than one year and not more than fifty years.**

City is hereby empowered to lease or concession to private persons, firms or corporations, for nonpublic purposes, any lands, improvements, public buildings, recreational parks or facilities, golf courses, public beaches, public utility plants, or any public works or public property of any kind including air space over public property owned or operated by the City of Fort Lauderdale, and not needed for governmental purposes, whether used in a governmental or in a proprietary capacity, for a period of not more than fifty (50) years, plus such length of time, not to exceed five (5) years, determined by the city commission to be reasonably necessary to complete construction of the improvements proposed for the demised premises by such persons, firms or corporations. Each lease shall be authorized only after public hearing, under authority of a resolution duly adopted at a meeting duly held at a designated adjourned meeting, under the following conditions, to wit:

(a) One (1) of the conditions for leasing such public property may be obligations of the lessee to construct thereon buildings or improvements to be used in connection with an existing facility, or to construct improvements on said property, if same is vacant, and in a manner not detrimental or harmful to the operation of the proposed facility. In no event shall the fee title of the city be subordinated except upon terms and conditions as approved by the city commission.

(b) The city commission shall adopt a resolution at a regular meeting of the city commission specifying the facility to be leased, described by metes and bounds, or by reference to a recorded plat, if any, and giving its location by street number, if any, and a description of all improvements located upon the land, and shall declare how said land and improvements have been used since same have belonged to the city and the reasons for offering such land and improvements for lease.

(c) At any time, not less than thirty (30) days nor more than sixty (60) days, after the adoption of such resolution the land and improvements shall be offered upon competitive conditions for lease as desired and a notice shall be published by the city in the official newspaper for two (2) issues prior to the date set for receiving such bids for lease, with the first publication not less than ten (10) days before said date of receiving bids and the second publication one (1) week after the first, on which date sealed bids shall be received by the city commission for the lease of said publicly owned lands and facilities. The sealed bids must be accompanied by cash, cashier's check or certified check payable to the city in an amount equal to at least ten (10) percent of the first year's rental. The city commission, in offering such public property or public owned facility for lease, shall set out in said resolution and notice such terms and conditions as deemed pertinent under which said facility will be leased and the number of years for which said facility shall be leased. The city commission shall consider any and all proposals

and accept the proposal which, in its judgment, shall be the most advantageous lease for the city; but the city commission may reject any and all bids. Upon the city commission approving any proposal submitted as provided herein, said proposal shall be accepted by resolution duly adopted, authorizing preparation of the lease, provided a valid referendum petition has not been filed. If before the day advertised for receiving bids for lease of such property, a referendum petition is filed with the city clerk signed by fifteen (15) percent of the registered voters, demanding a referendum election upon the question of leasing such property, no lease shall be executed by the officials of the city until after approved by a majority of the voters participating in such referendum election. Such referendum election shall be called and held as provided in this charter.

(d) The resolution accepting the bid shall require the preparation of a form of lease for execution, embodying the terms and conditions of the bid and other legal requirements, for submission to the commission at its next regular meeting or at a designated meeting. At least three (3) days before the meeting date, the lease shall be posted on a public bulletin board by the city clerk and each commissioner shall be given a copy of the lease with a covering summary letter, providing, however, that in case of emergency, such procedure may be waived by the affirmative vote of three (3) of the commissioners. The city attorney or city manager shall be required to give a summary of the lease to the public at such meeting which shall be open to the public. Citizens and taxpayers shall have an opportunity to object to the terms and conditions of such lease. If the commission is satisfied with the terms and conditions of such lease, it shall pass a resolution authorizing execution of such lease by the proper officials of the city, upon compliance upon the part of the lessee. Amendment to such lease may be made from time to time by mutual consent, observing the same formality as in the original lease.

## **Issue**

Who are the proper officials of the city to sign documents?

### **Sec. 8.13. - Leases to civic and charitable organizations.**

City of Fort Lauderdale is hereby authorized to lease to civic organizations, charitable organizations, public nonprofit corporations and like organizations, any public lands, improvements, buildings, recreational parks and areas or other public places, now owned or hereafter acquired by the city, for a period exceeding one (1) year but not exceeding fifty (50) years, to be used by such lessee for purposes consistent with the public good, where such use will not conflict with use by the public of other portions of public land adjacent thereto, under the following conditions:

(a) The city commission shall first adopt a resolution declaring its intention to lease to a named civic or charitable organization, nonprofit corporation or like organization, a definitely described property or portion thereof, which resolution shall state the reasons why the city commission believes such lease should be made, the purpose for which such public property will be used by the lessee, the compensation, if any, to be paid for the lease, and other information calculated to advise taxpayers and electors of the nature of the lease. Such resolution shall designate a day, not less than thirty (30) days after the adoption of such resolution, when a public hearing will be had before the commission upon such proposal.

(b) If the property intended to be leased is encumbered by any bonds or obligations for which such property or revenue derived therefrom are specifically pledged, provisions must be made in the proposal to discharge or satisfactorily comply with the requirements of the pledge.

(c) At any time, not less than thirty (30) days nor more than sixty (60) days, after the adoption of such resolution, a public hearing shall be had before the city commission upon such proposal to lease, and a notice shall be published by the city in the official newspaper for two (2) issues prior to the date set for considering such proposal, with the first publication not less than ten (10) days before said date of hearing. The city commission in offering said publicly owned facility or public lands for lease shall state in said resolution and notice such terms and conditions as deemed pertinent under which said facility will be leased and the number of years for which said facility shall be leased.

If before the day, fixed for such public hearing, a referendum petition is filed with the city clerk signed by fifteen (15) percent of the registered voters, demanding a referendum election upon the question of leasing such property, no lease shall be executed by the officials of the city until after approval by a majority of the voters participating in such referendum election. Such referendum election shall be called and held as provided in this charter.

At least three (3) days before said public hearing date, a copy of the proposed lease shall be posted on a public bulletin board by the city clerk and each

commissioner shall be given a copy of such proposed lease together with a covering summary letter; providing, however, that in case of emergency, such procedure may be waived by the affirmative vote of three (3) commissioners. Citizens and taxpayers shall have the opportunity at such public hearing to object to the execution, form or conditions of such proposed lease. If the commission is satisfied with the terms and conditions of the proposed lease, and if no persuasive objections are voiced at such public hearing, the commission shall pass a resolution authorizing the execution of such lease by the proper officials of the city subject to the approval by the city attorney prior to its execution by the proper city officials.

## **Issue**

Who are the proper officials of the city to sign documents?

Should the City add a new section to Article VIII to allow the City to sell real property to corporations designated by the Internal Revenue Service as serving a public purpose under 501(c)(3) of the Internal Revenue Code.

### **Sec. 10.03. - Public hearings and public notice.**

Unless otherwise provided by law or specified herein a notice of public hearing before the city commission, a notice for invitation for bids, a notice to materialmen, and other types of notice required to be published, shall be published once a week for two (2) consecutive weeks in the official newspaper of the city, with the first publication at least twelve (12) days before date of such public hearing or time for filing bids, and second publication seven (7) days after the first publication. Provided, however, that the giving of notice in connection with the purchase of supplies, equipment and material needed in connection with the ordinary operation of the city, and not primarily used in connection with new public construction, shall be governed by the requirements pertaining to the department of purchases as provided in the "Code of Ordinances of City of Fort Lauderdale."

#### **Issue**

This public hearing notice provision of this section often conflicts with state statutes and the unified land development regulations

#### **Recommendation**

Provide for the exemption from the notice requirements of this section for notices otherwise provided by law.