

RESOLUTION NO. 19-

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, AUTHORIZING EXECUTION OF A LEASE PURSUANT TO CITY CHARTER SECTION 8.13 FOR A TERM NOT TO EXCEED FIFTY (50) YEARS IN EXCHANGE FOR PAYMENT OF AN ANNUAL RENT OF ONE DOLLAR (\$1.00) WITH WAR MEMORIAL BENEFIT CORPORATION, A FLORIDA SOCIAL PURPOSE CORPORATION FOR LAND LOCATED AT 800 NE 8TH STREET, FORT LAUDERDALE, FLORIDA BEING MORE PARTICULARLY DESCRIBED BELOW; SUBJECT TO FURTHER TERMS AND CONDITIONS; DELEGATING AUTHORITY TO THE CITY MANAGER TO EXECUTE CERTAIN DOCUMENTS AND AMENDMENTS; AUTHORIZING THE CONTRIBUTION OF GRANT FUNDS IN THE AMOUNT OF \$800,000.00 TO WAR MEMORIAL BENEFIT CORPORATION ("WMBC") FOR THE WAR MEMORIAL FACILITY CAPITAL GRANT FUNDING AND AUTHORIZING THE CITY MANAGER TO EXECUTE A GRANT AGREEMENT TOGETHER WITH ANY AND ALL DOCUMENTS NECESSARY TO PROVIDE SUCH GRANT FUNDS; REPEALING ANY AND ALL RESOLUTIONS IN CONFLICT HERewith; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, pursuant to Resolution No. 19-28, the City Commission of the City of Fort Lauderdale declared its intent to lease the real property located at 800 NE 8th Street, Fort Lauderdale, Florida (War Memorial Auditorium) to War Memorial Benefit Corporation, a Florida social corporation (hereinafter, "Lessee") for a term of fifty (50) years with an annual rent of One and No/100 (\$1.00) Dollar; and

WHEREAS, LESSEE shall renovate and improve the War Memorial Auditorium to provide recreational and sports facilities and programs for residents of the City; and

WHEREAS, the City wishes to support the War Memorial Auditorium by providing a capital grant funding contribution in the amount of \$800,000.00 to the War Memorial Benefit Corporation ("WMBC") through execution of a Grant Agreement; and

WHEREAS, pursuant to Resolution No. 19-28, notice of a public meeting was published in the official newspaper of the City of Fort Lauderdale for two (2) issues prior to the date set for considering the proposed Lease of the War Memorial Auditorium, with the first publication being not less than ten (10) days before the date of the public hearing; and

WHEREAS, a copy of the proposed Lease has been posted on the City's public bulletin board and distributed to the City Commissioners at least three (3) days prior to the April 16, 2019 public hearing; and

WHEREAS, the City Commission finds that LESSEE's activities serve a significant public purpose and City Commission wishes to encourage and assist same; and

WHEREAS, the City Commission finds that the LESSEE's actions do not conflict with use by the public of portions of public land adjacent thereto; and

WHEREAS, the citizens and taxpayers have been given the opportunity to object to the execution, form or conditions of the proposed Lease and the terms and conditions of the proposed Lease are acceptable to the City Commission;

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

SECTION 1. That the Recitals set forth above are true and correct and incorporated herein by this reference.

SECTION 2. That the City Commission of the City of Fort Lauderdale, Florida, pursuant to Section 8.13 of the City Charter, hereby approves a Lease of the War Memorial Auditorium to War Memorial Benefit Corporation, declares that leasing the below-described real property to LESSEE for a term of fifty (50) years with an annual rent of One and No/100 (\$1.00) Dollar for the purpose of recreational and sports programs for the residents of the City is consistent with the public good and does not conflict with use by the public of other portions of public land adjacent thereto and being more particularly described as follows:

Beginning at a point fifty (50) feet south of the centerline of Northeast Tenth Street and on the east property line of Northeast Tenth Avenue; thence southerly eight hundred sixty (860) feet to a point which will be the northeast corner of proposed described property; thence continue southerly seven hundred (700) feet to a point; thence westerly four hundred twenty-five (425) feet to the east right-of-way line of Park Drive; thence northerly seven hundred (700) feet to a point on the east property line of such Park Drive; thence easterly four hundred twenty-five (425) feet to a point being the northeast corner of described tract; thence northerly eight hundred sixty (860) feet to the point of beginning; located in Holiday Park, a resubdivision in Progresso, Fort Lauderdale, Florida, and containing six and eighty-three-hundredths (6.83) acres.

ALSO KNOWN AS: 800 NE 8th Street, FORT LAUDERDALE, FLORIDA (HEREINAFTER, "WAR MEMORIAL AUDITORIUM")

SECTION 3. That the City Commission hereby authorizes, empowers and directs execution of the Lease, in substantially the form attached hereto, by the proper City Officials, subject to final review and approval by the City Attorney.

SECTION 4. That the City Commission hereby grants funds in the amount of \$800,000.00 to WBMC and authorizes the City Manager to execute the Grant Agreement, in substantially the form attached hereto, and all documents necessary to provide such grants funds on behalf of the City.

SECTION 5. That any and all Resolutions in conflict herewith are hereby repealed.

SECTION 6. That this Resolution shall be in full force and effect upon final passage.

ADOPTED this the ____ day of _____, 2019.

Mayor
DEAN J. TRANTALIS

ATTEST:

City Clerk
JEFFREY A. MODARELLI