

RESOLUTION NO. 21-

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, AMENDING RESOLUTION NO. 20-180; DELEGATING AUTHORITY TO THE CITY MANAGER TO EXECUTE AMENDMENTS TO LEASE AGREEMENTS TO PERMIT DEFERMENT OF RENT PAYMENT; PROVIDING FOR SEVERABILITY, RESCISSION OF CONFLICTING RESOLUTION PROVISIONS, AND AN EFFECTIVE DATE.

WHEREAS, Section 4.01(b) of the Charter of the City of Fort Lauderdale, Florida, provides that pursuant to resolution, the execution of certain instruments may be delegated to another person; and

WHEREAS, the COVID-19 pandemic crisis has adversely affected our community, and the City of Fort Lauderdale is sensitive to the stress and financial impact of our businesses; and

WHEREAS the City currently manages sixteen (16) lease agreements for City-owned properties throughout the City, eight (8) of which are leased to retail/commercial tenants; and

WHEREAS two of the retail/commercial tenants have reached out to the City seeking deferment of rent payments to assure the longevity of their business and the security of their contractual lease agreements; and

WHEREAS, the City has granted rent deferments pursuant to Resolution Nos. 20-180 and 20-82; and

WHEREAS it is recommended that an additional ninety (90) day rent deferment be granted to tenants for the months of February, March, and April 2021 without extending the duration of the lease agreements.

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

SECTION 1. That Section 1 of Resolution No. 20-180 is hereby amended by **adding** the following sentence:

SECTION 1: That the City Manager is hereby delegated authority to amend the lease agreements described on Exhibit "1", attached hereto and made a part hereof,

to allow for a ninety (90) day rent payment deferment for February, March and April 2021.

SECTION 2. That Section 2 of Resolution No. 20-180 is hereby amended by **adding** the following sentence:

SECTION 2: The lease amendments shall require the tenants to repay the deferred rental payments, for February, March and April 2021, along with ordinary rent due under the lease agreements within a six-month period commencing May 2021 and ending October 2021.

SECTION 3. That in all other respects Resolution No. 20-180 remain unchanged. That if any clause, section, or other part of this Resolution shall be held invalid or unconstitutional by any court of competent jurisdiction, the remainder of this Resolution shall not be affected thereby but shall remain in full force and effect.

SECTION 4. That all Resolutions in conflict herewith, be and the same are hereby rescinded.

SECTION 5. That this Resolution shall become effective immediately upon its adoption.

ADOPTED this ____ day of _____, 2021.

Mayor
DEAN J. TRANTALIS

ATTEST:

City Clerk
JEFFREY A. MODARELLI

EXHIBIT 1

City of Fort Lauderdale Retail Leases

	Lessee	Property	Lease
1	Advanced Dental Wellness Ctr PA	Riverwalk Center Shop	2/21/2022
2	Amarco Treats, Inc.	Riverwalk Center Shop	8/31/2021
3	MBR Fort Lauderdale d/b/a Nick's Sub Shoppe	Riverwalk Center Shop	11/7/2022
4	PDKN Holdings, LLC	600 Seabreeze	1/31/2036
5	PizzaBoss FTL, Inc.	Riverwalk Center Shop	3/6/2023
6	Red Ginger Group, LLC	Riverwalk Center Shop	6/30/2022
7	Rep Bobby Dubose	Riverwalk Center Shop	12/31/2020
8	Riverfront Cruise and Anticipation Yacht Charters,	Bryan Homes	1/31/2041
9	Rahn Bahia Mar Ltd	Bahia Mar	9/30/2037
10	Las Olas SMI, LLC	Suntex Marina	4/30/2074