

RESOLUTION NO. 21-159

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, PROVIDING NOTICE OF INTENT TO CONVEY REAL PROPERTY LOCATED AT 4590 PETERS ROAD, BROWARD COUNTY, FLORIDA TO THE HOUSING AUTHORITY OF THE CITY OF FORT LAUDERDALE, FOR PUBLIC PURPOSES PURSUANT TO SECTION 8.02 OF THE CITY CHARTER SUBJECT TO TERMS AND CONDITIONS; PROVIDING NOTICE OF A PUBLIC HEARING BEFORE THE CITY COMMISSION AT **6:00 PM ON OCTOBER 5, 2021** FOR CONSIDERATION OF THE TERMS AND CONDITIONS AND TO AUTHORIZE EXECUTION OF THE CONVEYANCE INSTRUMENTS BY THE PROPER CITY OFFICIALS; REPEALING ANY RESOLUTIONS OR PARTS THEREOF IN CONFLICT THEREWITH AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Fort Lauderdale, Florida, is the fee simple owner of the real property located at 4590 Peters Road, Broward County, Florida 33317, such property being legally described as:

NEWMANS SURVEY SUB NO 1 & 2 2-26 D 13-50-41 TR 4 THRU 6, 7 W1/2 LESS PT DESC AS, COMM AT NW COR OF NE1/4 OF SEC 13, ELY 50.35, S 40 TO POB, SELY 188.28 TO PT ON E/L OF W1/2 OF TR 7, NELY 25.36, WLY 193.25 TO POB TIER 16.

Property Identification # 5041 37 01 1280 (the "Property")

WHEREAS, the Housing Authority of the City of Fort Lauderdale ("HACFL") is a public body established and organized pursuant to Florida Statutes, Section 421.24 (1939); and

WHEREAS, the Housing Authority of the City of Fort Lauderdale is interested in creating a sustainable community on the Property; and

WHEREAS, it is in the best interest of the City of Fort Lauderdale to convey such property to the Housing Authority of the City of Fort Lauderdale to develop a mixed income, multi-family residential community consisting of five hundred (500) to one thousand (1,000) units with related infrastructure and amenities; and

WHEREAS, HACFL has agreed to lease at least forty percent (40%) of the units to families and/or individuals whose income does not exceed sixty percent (60%) of the area median income, as adjusted for household size, for the Broward County, Florida metropolitan area and to restrict the rental rates for the units to not more than one hundred twenty percent (120%) of market rate rents for the Fort Lauderdale/Broward County market; and

WHEREAS, pursuant to City Charter Section 8.02, the City is authorized to sell public lands, title to which is vested in the City, to governmental entities, upon certain terms and conditions.

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

SECTION 1. The recitals are true and correct and incorporated herein.

SECTION 2. The City Commission of the City of Fort Lauderdale, Florida, hereby declares its intent to convey the Property to the Housing Authority of the City of Fort Lauderdale and finds it is in the best interest of the City to convey the Property described above upon terms and conditions hereinafter set forth herein.

SECTION 3. In accordance with the City Charter Section 8.02, the City Commission of the City of Fort Lauderdale, Florida, intends to convey the Property for One Dollar (\$1.00), pursuant to City Charter Section 8.02.

SECTION 4. The Property described above is hereby offered for sale subject to the following additional terms and conditions:

- A. The conveyance of the Property to the Housing Authority of the City of Fort Lauderdale shall be by Special Warranty Deed, subject to a right of reverter, and the Housing Authority of the City of Fort Lauderdale shall be responsible for payment of all closing cost(s).
- B. The City Commission hereby releases any and all mineral rights and rights of entry to the Property.
- C. That the Property shall be subject to a Restrictive Covenant in form and substance acceptable to the City, in which the HACFL commits to creating a mixed income, mixed use community, subject to the restrictions and limitations set forth herein.

SECTION 5. Review of the proposal to develop the Property shall be heard by the City Commission of the City of Fort Lauderdale, Florida, at a Public Hearing on October 5, 2021, at 21-159


6:00 pm, or as soon thereafter as same may be heard, at the Regular Meeting of the City Commission. During the Public Hearing, citizens and taxpayers may speak on the proposal. If the City Commission is satisfied with the terms and conditions of the proposed sale and development of the Property, the City Commission will pass a Resolution authorizing transfer of the Property by the proper City officials.

SECTION 6. Pursuant to City Charter Section 8.02, this Resolution shall be published in full in two (2) issues of a newspaper published in the City of Fort Lauderdale with the first publication to occur not less than ten (10) days before the public hearing and the second publication one (1) week after the first publication.

SECTION 7. That any prior resolutions or parts thereof in conflict with this Resolution are hereby repealed.

SECTION 8. That this Resolution shall be in full force and effect immediately upon and after its passage.

ADOPTED this 17th day of August, 2021.



Mayor  
DEAN J. TRANTALIS

ATTEST:



City Clerk  
JEFFREY A. MODARELLI