

ORDINANCE NO. C-26-

AN ORDINANCE OF THE CITY OF FORT LAUDERDALE, FLORIDA, AMENDING THE CHARTER OF THE CITY OF FORT LAUDERDALE, FLORIDA, CONDITIONED ON THE APPROVAL OF A BALLOT MEASURE, BY REQUIRING A REFERENDUM FOR THE SALE OF CITY-OWNED PARK LAND, AND AN AFFIRMATIVE VOTE OF AT LEAST FOUR COMMISSIONERS FOR ANY LEASE, LICENSE AGREEMENT, CONCESSION AGREEMENT, FACILITY USE AGREEMENT, OR OTHER TYPE OF USE AGREEMENT FOR MORE THAN ONE YEAR FOR THE USE OF CITY-OWNED PARK LAND, AND PROVIDING FOR SEVERABILITY, REPEAL OF CONFLICTING ORDINANCE PROVISIONS, CORRECTION OF SCRIVENER'S ERRORS, AND AN EFFECTIVE DATE.

WHEREAS, the Charter Revision Board has recommended to the City Commission that certain amendments be made to the Charter of the City of Fort Lauderdale, Florida; and

WHEREAS, the City Commission proposes certain amendments to the Charter of the City of Fort Lauderdale, Florida, to be submitted for voter approval;

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

SECTION 1. That Section 8.21 of the Charter of the City of Fort Lauderdale, Florida, be, and is hereby amended to provide as follows:

Sec. 8.21. Disposing of public park property.

~~The right of the city to sell, exchange, lease, franchise or deed public property, under the methods and procedures provided in this article, shall not be limited, restricted or abridged on account of the method, source or means by which such property was acquired, the source from which funds were obtained to acquire such property, the use to which this property has been devoted or is presently devoted, or whether such property is used and operated in a governmental or proprietary capacity.~~

CODING: Words, symbols, and letters ~~stricken~~ are deletions; words, symbols, and letters underlined are additions.

Notwithstanding anything to the contrary in this Charter, ~~the city shall not sell, or transfer, or lease for more than one (1) year,~~ any land zoned ~~park~~ Parks, Recreation and Open Space in accordance with the City's Unified Land Development Regulations shall not:

- (a) be sold or transferred except as approved in a referendum at a special election called pursuant to Section 7.11; or without a unanimous vote of the entire city commission. ~~Additionally, any land zoned park on November 10, 2004, shall require a unanimous vote of the entire city commission to remove such designation.~~
- (b) be made subject to any lease, license agreement, concession agreement, facility use agreement, or other type of use agreement, for more than one (1) year without an affirmative vote of at least four commissioners.

Any land zoned Parks, Recreation and Open Space in accordance with the City's Unified Land Development Regulations on or after [EFFECTIVE DATE OF AMENDMENT], shall require an affirmative vote of at least four commissioners to remove such designation.

SECTION 2. That Section 1 of this Ordinance shall not take effect unless a corresponding ballot measure is approved by a majority of the electors of the City of Fort Lauderdale voting at the election to be held on November 3, 2026. The ballot measure to be submitted shall be in substantially the following form:

CHARTER AMENDMENT NO. ____

CITY-OWNED PARK LAND

Should the City of Fort Lauderdale Charter be amended to require a referendum for the sale of City-owned park land, and to require an affirmative vote of at least four Commissioners for any lease, license agreement, concession agreement, facility use agreement, or other type of use agreement for more than one year for the use of City-owned park land ?

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YES, for approval

NO, for rejection

SECTION 3. That if any clause, section or other part of this Ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, the remainder of this Ordinance shall not be affected thereby, but shall remain in full force and effect.

SECTION 4. That all ordinances or parts of ordinances in conflict herewith, be and the same are hereby repealed.

SECTION 5. That, at the direction of the City Attorney, the publisher of the Code of Ordinances of the City of Fort Lauderdale, Florida, is authorized to conform chapter, article, section, subsection, and clause numbers and letters, and capitalization, set forth in this Ordinance, to the numbering, lettering, and capitalization structure established in the Code of Ordinances of the City of Fort Lauderdale, Florida, and to correct non-substantive scrivener's errors in the codification of this Charter amendment.

SECTION 6. The City Clerk is directed to insert the effective date of this Charter amendment in Section 1 in the event of approval by a majority of the electors of the City of Fort Lauderdale voting at the election to be held on November 3, 2026.

SECTION 7. That the provisions of this Ordinance shall be in full force and effect, as conditioned in Section 2, ten days from the date of certification by the Supervisor of Elections for Broward County, Florida, of approval by the electors of the ballot question.

PASSED FIRST READING this the _____ day of _____, 2026.

PASSED SECOND READING this the _____ day of _____, 2026.

Mayor
DEAN J. TRANTALIS

ATTEST:

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City Clerk
DAVID R. SOLOMAN