

RESOLUTION NO. R-2023-108

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA APPROVING AND AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE THE THIRD AMENDMENT TO THE GROUND LEASE AGREEMENT BETWEEN BROWARD COUNTY AND THE CITY OF HOLLYWOOD FOR THE CONSTRUCTION AND MAINTENANCE OF THE SECOND FLOOR LIBRARY DEVELOPMENT SERVICES BUILDOUT PROJECT.

WHEREAS, on March 6, 2002, the Hollywood City Commission passed Resolution No. R-2002-058 authorizing the appropriate City officials to execute the Interlocal Agreement and Ground Lease with Broward County for the construction of a community library with the City of Hollywood funding for the second floor at a cost of \$442,000.00; and

WHEREAS, on May 7, 2003, the Hollywood City Commission passed Resolution No. R-2003-141 authorizing the appropriate City officials to execute the First Amendment to the Interlocal Agreement ("ILA") and Ground Lease between the City of Hollywood ("Landlord") and Broward County ("Tenant") for the construction of 59 parking spaces in the northwest quadrant of the City Hall Circle and to accommodate the pad for three book drop locations on the Premises; and

WHEREAS, on June 18, 2003, the Hollywood City Commission passed Resolution No. R-2003-188 authorizing the appropriate City officials to negotiate and execute a Second Amendment to the ILA for the construction of a shell space for the second floor and an upgrade of the foundation system along with other structural elements to support a future third and fourth floors to the community library; and

WHEREAS, on February 2, 2005, the City Commission passed resolution No R-2005-021 authorizing the appropriate City officials to execute the Interlocal Agreement and the Second Amendment to the Ground Lease between Broward County and City of Hollywood for the construction and maintenance of a Veteran's Memorial on the premises lease by Broward County; and

WHEREAS, the Ground Lease, the First Amendment, and the Second Amendment are collectively referred to as the "Lease"; and

WHEREAS, the Tenant built the Building including the second story shell, but Landlord did not occupy the second floor of the Building; and

WHEREAS, Landlord now desires to build-out and occupy the second floor of the Building; and

WHEREAS, the Parties negotiated and desire to enter into the Third Amendment to account for Landlord's occupancy of the Building.

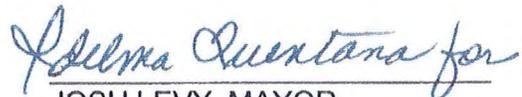
NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA.

Section 1: That the foregoing "WHEREAS" clauses are ratified and confirmed as being true and correct and are incorporated in this Resolution.

Section 2: That it authorizes the appropriate City officials to execute the attached Third Amendment to the Ground Lease between Broward County and City of Hollywood, together with such non-material changes as may be subsequently agreed to by the City Manager and approved as to form by the City Attorney.

Section 3: That this Resolution shall be in full force and effect immediately upon its passage and adoption.

PASSED AND ADOPTED this 3 day of May, 2023.


JOSH LEVY, MAYOR

ATTEST:


PATRICIA A. CERNY, MMC
CITY CLERK

APPROVED AS TO FORM:


DOUGLAS R. GONZALES
CITY ATTORNEY