

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA, AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE AN AMENDED AND RESTATED LEASE AGREEMENT WITH HOLLYWOOD ART AND CULTURE CENTER, INC. FOR THE PREMISES LOCATED AT 1650 HARRISON STREET AND 1628 HARRISON STREET.

WHEREAS, on January 8, 1992 (Resolution R-92-006), the City and the Hollywood Art and Culture Center, Inc. entered into a 49 year Business Lease Agreement for the premises owned by the City located at 1650 Harrison Street and 1628 Harrison Street; and

WHEREAS, the Hollywood Art & Culture Center, Inc. is organized exclusively for charitable purposes as described in Section 501(c)(3) of the Internal Revenue Code of 1986, as amended, which may include but is not limited to engaging in, among other things: (i) actions to aid, support, encourage and develop art and culture programs in the City of Hollywood and Broward County generally, including but not limited to the receipt of gifts, grants, bequests, transfers of money, property, art and other things of value and disbursements of such funds for the accomplishment of the ends and goals of the Hollywood Art & Culture Center, Inc.; (ii) actions to promote the visual and performing arts in the City of Hollywood and Broward County, Florida, and other cities and towns in the State of Florida; (iii) to lease and operate the Art & Culture Center of Hollywood, and (iv) to do all manner of things which are authorized under law for a corporation; and

WHEREAS, both the City and the Hollywood Art and Culture Center, Inc. wish to execute an Amended and Restated Lease Agreement ("Lease Agreement"); and

WHEREAS, the City owns certain real property and improvements and is desirous of leasing the subject properties to the Hollywood Art and Culture Center, Inc., upon certain terms and conditions, and the City leases the real properties and improvements thereon, including all additional buildings and improvements, located at 1650 Harrison Street and 1628 Harrison Street; and

WHEREAS, the Hollywood Art and Culture Center, Inc. shall use the leased properties for program activities, classes and exhibits designed to promote and provide art and culture for the residents of the City and other cities and communities; and

WHEREAS, the term of this Lease Agreement shall be for a period of 30 years beginning October 1, 2019 and ending September 30, 2049.

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 approves and authorizes the execution, by the appropriate City officials, of an Amended and Restated Lease Agreement with the Hollywood Art and Culture Center, Inc., together with such non-material changes as may be subsequently agreed to by the City Manager and approved as to form and legal sufficiency by the City Attorney.

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

PASSED AND ADOPTED this _____ day of _____, 2019.

JOSH LEVY, MAYOR

ATTEST:

PATRICIA A. CERNY, MMC
CITY CLERK

APPROVED AS TO FORM AND LEGAL
SUFFICIENCY for the use and reliance
of the City of Hollywood, Florida, only.

DOUGLAS R. GONZALES
CITY ATTORNEY