

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA, AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE A SECOND AMENDMENT TO THE LEASE AGREEMENT WITH BARRY UNIVERSITY EXTENDING THE TERM OF THE LEASE AGREEMENT FOR AN ADDITIONAL SIX MONTHS.

WHEREAS, on May 23, 2011, the City and Barry University ("University") entered into a Lease Agreement for the University to occupy approximately 10,000 square feet within the Downtown District of the CRA, and operate its College of Health Sciences and related programs; and

WHEREAS, the term of the Lease Agreement is for 10 ½ years, expiring on November 22, 2021; and

WHEREAS, the City and University agree that it is in their mutual best interest, and those of the residents of the City and surrounding areas, to continue to provide for facilities within Broward County and the City; and

WHEREAS, on September 16, 2020, the City executed an Interim Agreement with the Housing Trust Group, LLC ("HTG") for the development of a mixed-use, mixed-income project to be located on the City-owned parcels of land between Fillmore and Polk Streets along North 21st Avenue ("Project"); and

WHEREAS, HTG plans to develop approximately 216 affordable rental housing units, up to 15,000 square feet of space to accommodate the University, up to 20,000 square feet of commercial/community space and a minimum of 630 parking spaces, including approximately 340 public spaces; and

WHEREAS, HTG and the University have agreed to terms for the University to enter into a long-term lease for commercial space in the project allowing the University to continue to serve students in Hollywood and Broward County and providing a post-secondary institution within the downtown core; and

WHEREAS, to ensure continuity for the University and students during the 2022 academic year, the City Commission approved the First Amendment to the Lease Agreement extending the Lease Agreement between the City and University an additional seven months, expiring on June 22, 2022; and

WHEREAS, to ensure continuity for the University and students during the 2023 academic year, as the University Station project is anticipated to break ground in the first

quarter of 2023, the City and University wish to extend the Lease Agreement for an additional six months, expiring on December 30, 2022; and

WHEREAS, in all other respects, the Lease Agreement shall remain unchanged and in full force and effect.

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 the attached Second Amendment to the Lease Agreement with Barry University, 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 immediately upon its passage and adoption.

PASSED AND ADOPTED this _____ day of _____, 2022.

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