

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA, AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO PROVIDE A LETTER OF APPROVAL TO ALLOW THE HOLLYWOOD HISTORICAL SOCIETY TO RENOVATE THE GARAGE OF THE HAMMERSTEIN HOUSE.

WHEREAS, certain premises known as the Hammerstein House, located at 1520 Polk Street, Hollywood, Florida, 33020, were conveyed to the City of Hollywood by the late Clarence Hammerstein, subject to the restriction that the premises be used in perpetuity for “public municipal purposes and so long as deemed practical by the Grantee as the Vera and Clarence Hammerstein Historical Museum”; and

WHEREAS, on May 4, 1988, the City, acting as the Lessor, leased to the Hollywood Historical Society, Inc., a not-for-profit Florida corporation, as Lessee, the Hammerstein House for a term of 99 years at a rental rate of one dollar per year, to operate and maintain the premises as a historical museum in a manner consistent with the above-stated restriction; and

WHEREAS, pursuant to the Lease Agreement, the Lessee is obligated to maintain the premises in good repair and is solely responsible for the cost therefore, provided that liability of the Lessee for any single repair project is limited to and does not exceed the sum of \$1,000.00; and

WHEREAS, in the event that the Lessee desires to make any repair constituting a single project and having an estimated cost in excess of \$1,000.00, Lessee must give notice to Lessor and afford Lessor a reasonable opportunity to evaluate the proposed repair project and the necessity thereof, and Lessor will not be responsible for any part of the cost of any such repair project unless Lessor’s written approval is obtained; and

WHEREAS, pursuant to the Lease Agreement, the Lessee must not make any improvement or alteration in or upon the demised premises without the Lessor’s written consent; and

WHEREAS, pursuant to the Lease Agreement, the Lessee submitted a written request to make improvements to the garage at an estimated cost in excess of \$1,000.00 in order to provide additional storage space for their collection of historic records and memorabilia as more specifically set forth in Exhibit “A”; and

WHEREAS, the improvements set forth in Exhibit “A” require the approval of the City Commission.

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 the Lessee shall be solely responsible for the cost of all property improvements set forth in Exhibit "A" and agrees that all property improvements shall be completed within one year of receiving approval.

Section 3: That it approves and authorizes the issuance, by the appropriate City officials, of a Letter of Approval, to be approved as to form and legal sufficiency by the City Attorney, to the Hollywood Historical Society, Inc., authorizing it to proceed with the improvement pending the issuance of all necessary building permits and approvals required by the Florida Building Code, the City of Hollywood Zoning and Land Development Code and the City of Hollywood Code of Ordinances.

Section 4: All existing terms and conditions of the Lease remain unchanged.

Section 5: That this Resolution shall be in full force and effect 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.

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DOUGLAS R. GONZALES  
CITY ATTORNEY