

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE FOURTH AMENDMENT TO A LEASE AGREEMENT WITH THE RIVIERA BEACH MARITIME ACADEMY CORPORATION COMMENCING AUGUST 30, 2016 UNTIL AUGUST 30, 2066; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, on April 5, 2006, the City Council, by Resolution No. 47-06, entered into a 28 month lease agreement from April 6, 2006 to August 5, 2008 for \$500 a month with Riviera Beach Maritime Academy Corporation for the operation of a charter school on City owned land which was the site of the former Riviera Beach Elementary School at 251 West 11th Street (PCN: 56-43-42-33-06-030-0010) as a temporary location pending the acquisition and construction of a permanent school in Riviera Beach; and

WHEREAS, from August 2008 to November 2008, the Riviera Beach Maritime Academy operated on a month to month lease at \$500 per month; and

WHEREAS, on November 5, 2008, the City Council, by Resolution No. 143-08, entered into a one year lease agreement (November 5, 2008 to October 5, 2009) (the lease agreement established in April 2006 expired and a new lease was created by the City) at \$500 per month with Riviera Beach Maritime Academy Corporation for the continued operation of a charter school on the referenced City owned land; and

WHEREAS, from October 2009 to June 2011, the Riviera Beach Maritime Academy operated on a month to month lease at \$500 per month; and

WHEREAS, on June 9, 2011, the City Council, by Resolution No. 86-11, executed a two-year lease amendment at \$500 per month with Riviera Beach Maritime Academy Corporation extending the lease from June 15, 2011 until August 30, 2013 (1st Amendment); and

WHEREAS, on August 7, 2013, the City Council, by Resolution No. 101-13, entered into a two-year lease amendment at \$500 per month with Riviera Beach Maritime Academy Corporation extending the lease from August 30, 2013 to August 30, 2015 (2nd Amendment); and

WHEREAS, on August 19, 2015, the City Council, by Resolution No. 112-15, entered into a one-year lease amendment at \$500 per month with Riviera Beach Maritime Academy Corporation extending the lease from August 30, 2015 to August 30, 2016 (3rd Amendment); and

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WHEREAS, the Riviera Beach Maritime Academy Corporation has leased the City owned property at 251 West 11th Street since 2006 and desires to extend the lease term at \$1.00 per year for 50 years extending the lease from August 30, 2015 to August 30, 2066 (4th Amendment).

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AS FOLLOWS:

SECTION 1. The City Council hereby authorizes the Mayor and City Clerk to execute a Fourth Lease Agreement on behalf of the City of Riviera Beach with the Riviera Beach Maritime Academy, Corporation for an additional 50 years commencing August 30, 2016 until August 30, 2066 at \$1.00 per year.

SECTION 2. This Resolution shall take effect immediately upon approval.

PASSED and APPROVED this _____ day of _____, 2017.

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THOMAS A. MASTERS
MAYOR

TERENCE D. DAVIS
CHAIRPERSON

ATTEST:

CLAUDENE L. ANTHONY
CERTIFIED MUNICIPAL CLERK
CITY CLERK

KASHAMBA MILLER-ANDERSON
CHAIR PRO TEM

LYNNE L. HUBBARD
COUNCILPERSON

TONYA DAVIS JOHNSON
COUNCILPERSON

DAWN S. PARDO
COUNCILPERSON

MOTIONED BY: _____

SECONDED BY: _____

L. HUBBARD _____

K. MILLER-ANDERSON _____

T. DAVIS JOHNSON _____

D. PARDO _____

T. DAVIS _____

REVIEWED AS TO LEGAL SUFFICIENCY

ANDREW DEGRAFFENREIDT, CITY ATTORNEY

DATE: _____