

Legislation Details (With Text)

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File created: 5/8/2018 **In control:** City Commission

On agenda: 5/22/2018 **Final action:** 5/22/2018

Title: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A FIRST AMENDMENT TO THE INTERLOCAL AGREEMENT AMONG BROWARD COUNTY, THE POMPANO BEACH COMMUNITY REDEVELOPMENT AGENCY AND THE CITY OF POMPANO BEACH FOR THE PROGRAMMING, DESIGN AND CONSTRUCTION OF A LIBRARY FACILITY; AND APPROVAL OF THE LEASE AGREEMENT BETWEEN BROWARD COUNTY AND THE CITY OF POMPANO BEACH FOR THE LIBRARY FACILITY; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

Sponsors:

Indexes:

Code sections:

Attachments: 1. City Attorney Communication #2018-822, 2. Resolution 2018-201f, 3. Exhibit 1, 4. Exhibit 1A, 5. Composite Exhibit 2

Date	Ver.	Action By	Action	Result
5/22/2018	1	City Commission	ADOPTED	Pass

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A FIRST AMENDMENT TO THE INTERLOCAL AGREEMENT AMONG BROWARD COUNTY, THE POMPANO BEACH COMMUNITY REDEVELOPMENT AGENCY AND THE CITY OF POMPANO BEACH FOR THE PROGRAMMING, DESIGN AND CONSTRUCTION OF A LIBRARY FACILITY; AND APPROVAL OF THE LEASE AGREEMENT BETWEEN BROWARD COUNTY AND THE CITY OF POMPANO BEACH FOR THE LIBRARY FACILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: Fawn Powers)

Summary Explanation/Background:

In 2011 the City of Pompano Beach, the Pompano Beach Community Redevelopment Agency and Broward County entered into an Agreement to design, construct and program a library facility that would include a second floor to be utilized as a Cultural Arts Center. The Agreement included a number of exhibits, one of which was a Lease for the Public Library space. The original vision for the facility was for the public library to be on the 1st floor and for the Cultural Arts Center to be on the 2nd floor.

The overall facility was completed in 2017. The Cultural Arts Center opened in May 2017 and the Library opened in January 2018. The Public Library takes up most of the first floor of the facility. However, the adult reading room is located on the second floor. As a result of this, the County would like to amend the Agreement so that the language in the Lease reflects that the Public Library takes up room on both floors of the facility, rather than just the ground floor. Additionally, the Amended Agreement also proposes a change to the language pertaining to repairs to the facility. The original Agreement allowed the City to commence repairs to the facility within a reasonable time after notice. The Agreement will now require the City to commence repairs to the facility within 24 hours after written notice. Finally, any

breach to the Agreement will require the parties to cure within 30 days, rather than 90.

Other than the changes noted above, the terms of the Lease are substantially similar to the Agreement that was originally approved.

Origin of request for this action: Broward County

Fiscal impact and source of funding: N/A