

ORDINANCE 3223-21

AN ORDINANCE OF THE CITY OF WINTER PARK, FLORIDA, AUTHORIZING THE LEASE OF CERTAIN PROPERTY TO THE WINTER PARK LIBRARY ASSOCIATION FOR THE OPERATION OF A PUBLIC LIBRARY FACILITY, WHICH PROPERTY IS SITUATED ON PROPERTY HAVING ORANGE COUNTY TAX PARCEL IDENTIFICATION NUMBER 01-22-29-4512-03-010; PROVIDING FOR CONFLICTS; NON-CODIFICATION; AND AN EFFECTIVE DATE.

WHEREAS, Section 2.11(2)(b)(7) of the Charter of the City of Winter Park, Florida, requires the City Commission to approve by ordinance the conveyance or lease or authorize by administrative action such conveyance or lease of any lands of the City; and

WHEREAS, the City owns fee simple title to real property identified to wit ("Leased Premises"), which is more specifically described as set forth in **Exhibit A** to the Lease, which is attached hereto and incorporated herein as **Exhibit 1**; and

WHEREAS, the Winter Park Library Association, Inc. ("Lessee") presently operates the Winter Park public library located at 460 East New England Avenue, WinterPark, Florida, for the benefit of the City and its citizens; and

WHEREAS, the City has constructed or is otherwise in the process of completing construction of a new public library facility upon the Leased Premises to better serve the City and the citizens; and

WHEREAS, the City wants the Lessee to occupy and operate the new library facility on the Leased Premises as the new Winter Park Public Library; and

WHEREAS, the City Commission deems it advisable and in the best interest of the public and citizens of the City to lease the Leased Premises to the Winter Park Library Association, Inc., in accordance with the Lease Agreement attached as **Exhibit "1"** to this Ordinance ("Lease Agreement").

NOW, THEREFORE, BE IT ENACTED THE CITY OF WINTER PARK:

SECTION 1 RECITALS. The recitals stated hereinabove are incorporated herein by reference and are made fully a part of this Ordinance.

SECTION 2. APPROVAL OF LEASE. The City Commission of the City of WinterPark hereby approves the Lease Agreement attached hereto as **Exhibit "1."** The Mayoris hereby authorized to execute the Lease Agreement for and on behalf of the City of Winter Park.

SECTION 3. AUTHORIZATION. This Ordinance constitutes the authorization by the City Commission pursuant to Section 2.11(b)(7) of the Charter of the City of Winter Park, Florida, for the lease of the Leased Premises.

SECTION 4. CONFLICTS. To the extent that any Ordinances or parts of Ordinances conflict with any of the provisions of this Ordinance, this Ordinance will govern and control.

SECTION 5. CODIFICATION. No part of this Ordinance will be codified as part of the City Code, and an executed copy of the Ordinance will be maintained by the Clerkat City Hall in accordance with Florida's public records laws.

SECTION 5. EFFECTIVE DATE. This Ordinance shall become effective immediately upon its passage and adoption.

ADOPTED at a regular meeting of the City Commission of the City of Winter Park, Florida, held in City Hall, Winter Park, on this 27th day of October, 2021.

Mayor Phillip M. Anderson

ATTEST:

City Clerk, Rene S. Cranis