

Resolution Number 2021-

A Resolution of the Board of County Commissioners of Brevard County, Florida, pursuant to Section 125.35, Florida Statutes and Section 2-247 of the Brevard County Code of Ordinances, authorizing the Second Amendment to the Lease Agreement of Real Property to a Not For Profit Corporation organized under the laws of the State of Florida; and Providing for an Effective Date.

Whereas, the **Brevard Veterans Council, Inc.**, a 501(c)(3) tax exempt Not For Profit Corporation organized under the laws of the State of Florida (hereinafter referred to as "Council") previously applied to the **Board of County Commissioners of Brevard County, Florida**, a political subdivision of the State of Florida (hereinafter referred to as "County") and entered into a Lease for a County owned facility which is a part of the County public park known as the **Veterans Memorial Center** (hereinafter referred to as the "Center"); and

Whereas, under the Lease dated April 28, 1998, First Amendment dated February 26, 2002 and Renewal dated November 6, 2014, the Council operates and maintains the Center for the benefit and enjoyment of the population of Brevard County; and

Whereas, the Council has requested to install a periscope at the Center; and

Whereas, the County finds that the Council's continued operation of the Center will promote public health, safety or welfare, will serve the public interest, will serve a public purpose, constitutes a service that could be provided by the local government, and is compatible with the County purposes for which the Center was constructed.

Now, Therefore, be it resolved by the Board of County Commissioners of Brevard County, Florida, that:

1. The Veterans Memorial Center is a County owned facility and was constructed for the purpose of being used as a public Center.
2. The County has determined that the Veterans Memorial Center is not needed by the County.
3. The Council has requested to install a periscope to the premises and the Council shall pay for all costs of the construction and installation of the proposed periscope including the maintenance thereof as provided for in the Second Amendment to the Lease.
4. The Council shall continue to operate and maintain the Center for the benefit and enjoyment of the population of Brevard County.
5. This Resolution shall take effect immediately upon its adoption.

6. In the event that the Council fails to comply with the Lease and any amendments or renewals to the same, then the Center shall immediately revert to the County which shall thereafter have the right to reenter and repossess the property.

Attest:

**Board of County Commissioners
of Brevard County, Florida**

By: _____
Rachel Sadoff, Clerk of Court

By: _____
Rita Pritchett, Chair

As approved by the Board on 2/23/2021.