

ORDINANCE NO. 494

AN ORDINANCE OF THE TOWN OF BELLEAIR, FLORIDA, PROVIDING FOR COMPLIANCE WITH SECTION 2.11(a)(2) OF THE TOWN CHARTER REGARDING ADOPTION OF ORDINANCES; PROVIDING FOR COMPLIANCE WITH SECTION 2.11(a)(2) OF THE TOWN CHARTER REGARDING THE LEASE OF CERTAIN REAL PROPERTY IN EXCESS OF ONE YEAR IN THE NAME OF THE TOWN; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, pursuant to the provision of Section 2.11(a)(2) of the Town Charter of the Town of Belleair, the Commission may, by a two-thirds vote, enact an emergency Ordinance; and

WHEREAS, the Town of Belleair proposes to enter into a lease agreement (the "Lease Agreement") on January 2, 2014 with Green Golf Partners, LLC (an Indiana limited liability company) of the Belleview Biltmore Golf Club; and

WHEREAS the Town Commission considers it to be in the best interests of the Town to lease the Belleview Biltmore Golf Club property; and

WHEREAS, pursuant to Section 2.11(a)(2) of the Charter of the Town of Belleair, the Commission is authorized to lease certain real property in the name of the town which authorization must be granted by ordinance; and

WHEREAS, it is necessary to adopt the authorizing ordinance to replace the emergency Ordinance 493 to allow finalize the lease agreement.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COMMISSION OF THE TOWN OF BELLEAIR, FLORIDA, that:

Section 1. Recitals. The aforesaid recitals are ratified and incorporated as the legislative intent of this ordinance.

Section 2. Approval of Lease. That certain Lease Agreement between Green Golf Partners, LLC, an Indiana limited liability company, and Town of Belleair, Florida, a Florida municipal corporation, will be for the operations and ongoing maintenance and up keep of the course and all assets associated with the course, is approved on the terms and conditions set forth in said Agreement. The Town of Belleair is hereby authorized to lease the real property described in Exhibit "A" (attached hereto and made a part hererof).

Section 3. Terms of Agreement. The terms of the Lease Agreement will be a minimum of ten (10) years.

Section 4. Effective Date. This ordinance shall be in effect upon a subsequent affirmative vote of the Town Commission and shall have a effective date of thirty (30) days after the aforementioned affirmative vote as prescribed by Section 2.11 of the Town Charter of the Town of Belleair, Florida.

PASSED ON FIRST READING: FEBRUARY 18th, 2014.

PASSED ON SECOND AND FINAL READING:

MAYOR

ATTEST:

TOWN CLERK