



Agenda Report

2725 Judge Fran Jamieson
Way
Viera, FL 32940

Consent

F.6.

12/8/2020

Subject:

Approval of Resolution and Lease Agreement RE: Office Space for Representative Rene Plascencia, Florida House District 50

Fiscal Impact:

Annual Rent for Space is \$1.00 per year and prorated share of utilities is \$5,400 per year, deposited in Fund 0001, General Fund

Dept/Office:

Public Works/Facilities

Requested Action:

It is requested that the Board of County Commissioners authorize the Chair to execute a Resolution and Lease Agreement allowing the non-competitive Lease of County property (office space) at the Brevard County Government Center-North to Representative Rene Plascencia. A super-majority vote of the Board is required to approve this item per Sec. 2-247, Code of Ordinances of Brevard County.

Summary Explanation and Background:

Representative Plascencia currently occupies space at the Brevard County Government Center-North in Titusville. A significant part of the duties of a member of the Florida House of Representatives is the services provided to local constituents. Brevard County residents benefit from having the Representative's office conveniently located in County governmental facilities in Titusville.

Brevard County Ordinance Section 2-247, non-competitive lease or sale of County property, allows for the leasing of County-owned real property to any department or agency of the United States "if, upon a super-majority vote, the Board of County Commissioners is satisfied that the proposed use of the property will serve the public interest; will serve a public purpose; is in the best interest of the County; and makes a finding that the property is either likely to be not needed for County purposes in the future, or will be used in a manner compatible with County purposes.

The Board shall authorize the Lease by adopting a Resolution. The attached Resolution and Lease Agreement provide office space commencing December 18, 2020 through December 17, 2022.

Clerk to the Board Instructions:

Return two (2) originals of Lease and Resolution to Facilities.

**BREVARD COUNTY
BOARD OF COUNTY COMMISSIONERS**

CONTRACT REVIEW AND APPROVAL FORM

SECTION I - GENERAL INFORMATION

1. Contractor: Lease with Representative Plascencia		2. Amount: 1.00 annually + utilities
3. Fund/Account #:	4. Department Name: Public Works	
5. Contract Description: Lease and Resolution for Office Space		
6. Contract Monitor: Mary Bowers		8. Contract Type: LEASE/RENTALS
7. Dept/Office Director: Marc Bernath		
9. Type of Procurement: Exempt from Competition		

SECTION II - REVIEW AND APPROVAL TO ADVERTISE

APPROVAL

<u>COUNTY OFFICE</u>	<u>YES</u>	<u>NO</u>	<u>SIGNATURE</u>
User Agency	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
Purchasing	<input type="checkbox"/>	<input type="checkbox"/>	
Risk Management	<input type="checkbox"/>	<input type="checkbox"/>	
County Attorney	<input type="checkbox"/>	<input type="checkbox"/>	

SECTION III - CONTRACTS MANAGEMENT DATABASE CHECKLIST

APPROVAL

<u>COUNTY OFFICE</u>	<u>YES</u>	<u>NO</u>	<u>SIGNATURE</u>
User Agency	<input type="checkbox"/>	<input type="checkbox"/>	
Purchasing	<input type="checkbox"/>	<input type="checkbox"/>	
Risk Management	<input type="checkbox"/>	<input type="checkbox"/>	
County Attorney	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Valliere, Christine <small>Digitally signed by Valliere, Christine Date: 2020.11.24 08:08:37 -05'00'</small>

SECTION IV - CONTRACTS MANAGEMENT DATABASE CHECKLIST

CM DATABASE REQUIRED FIELDS	Complete ✓
Department Information	<input type="checkbox"/>
Department	<input type="checkbox"/>
Program	<input type="checkbox"/>
Contact Name	<input type="checkbox"/>
Cost Center, Fund, and G/L Account	<input type="checkbox"/>
Vendor Information (SAP Vendor #)	<input type="checkbox"/>
Contract Status, Title, Type, and Amount	<input type="checkbox"/>
Storage Location (SAP)	<input type="checkbox"/>
Contract Approval Date, Effective Date, and Expiration Date	<input type="checkbox"/>
Contract Absolute End Date (No Additional Renewals/Extensions)	<input type="checkbox"/>
Material Group	<input type="checkbox"/>
Contract Documents Uploaded in CM database (Contract Form with County Attorney/ Risk Management/ Purchasing Approval; Signed/Executed Contract)	<input type="checkbox"/>
"Right To Audit" Clause Included in Contract	<input type="checkbox"/>
Monitored items: Uploaded to database (Insurance, Bonds, etc.)	<input type="checkbox"/>



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Kimberly.Powell@brevardclerk.us

December 9, 2020

M E M O R A N D U M

TO: Marc Bernath, Public Works Director

RE: Item F.6. Resolution and Lease Agreement for Office Space for Representative Rene Plascencia, Florida House District 50

The Board of County Commissioners, in regular session on December 8, 2020, executed and adopted Resolution No. 20-154, authorizing the non-competitive lease of County property; and executed and approved the Lease Agreement of County property (office space) at the North Brevard County Government Center to Representative Rene Plascencia. Enclosed are two fully-executed Resolutions and two fully-executed Lease Agreements.

Your continued cooperation is greatly appreciated.

Sincerely yours,

BOARD OF COUNTY COMMISSIONERS
SCOTT ELLIS, CLERK

for Donna Scott
Kimberly Powell, Deputy Clerk

/ds

Encls. (4)

cc: Contracts Administration
Finance
Budget

RESOLUTION NO. 2020 - 154

A RESOLUTION PURSUANT TO THE CODE OF ORDINANCES OF BREVARD COUNTY, FLORIDA, SECTION 2-247 AND FLORIDA STATUTE 125.38, AUTHORIZING THE NON-COMPETITIVE LEASE OF COUNTY PROPERTY; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the BOARD OF COUNTY COMMISSIONERS OF BREVARD COUNTY, FLORIDA (hereinafter referred to as "COUNTY"), wishes to lease office space located at the Brevard County Government Center, North to Rene Plasencia, State Representative of House District 50;

WHEREAS, the County has available space within the Brevard County Government Center North, Titusville, Florida which is not needed for County use at this time; and the property will be used in a manner that is consistent with a county purpose;

WHEREAS, the use of the office space by the Florida House District 50 to serve the constituents of Brevard County serves the public interest; will serve a public purpose; and is in the best interest of the County;


NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF BREVARD COUNTY, FLORIDA, that:

1. State Representative Rene Plasencia has expressed the desire to continue the tradition of having the Florida House District 50 office located at the Brevard County Government Center North, Titusville to serve and facilitate the communications with his constituents and local government entities located within Brevard County, Florida;
2. The COUNTY shall enter into a lease agreement with Representative Rene Plasencia.
3. The lease payment for such lease shall be one dollar (\$1.00) per year.
4. The term of the lease shall be two (2) years, beginning December 18, 2020.
5. The space for lease to Representative Plasencia is 1,100 square feet of office space, located on the first floor of the Brevard County Government Center North, 400 South Street, Titusville, Florida.
6. The property shall be used as Florida House of Representative District 50 office space. In the event the property is not used or ceases to be used for the stated purpose, the lease term shall immediately cease.

The resolution shall take effect December 18, 2020.

DONE, ORDERED AND ADOPTED, in Regular Session, this 8 day of December, 2020.

ATTEST:


Scott Ellis, Clerk

BOARD OF COUNTY COMMISSIONERS
BREVARD COUNTY, FLORIDA


Rita Pritchett, Chair

As approved by the Board: 12/08/2020

LEASE AGREEMENT

THIS LEASE AGREEMENT, made and entered into this 8 day of December, 2020, by and between the **BOARD OF COUNTY COMMISSIONERS OF BREVARD COUNTY, FLORIDA**, a political subdivision of the State of Florida, hereinafter referred to as "County", and **STATE REPRESENTATIVE RENE PLASENCIA, FLORIDA HOUSE DISTRICT 50**, hereinafter referred to as "Representative Plasencia".

WITNESSETH

WHEREAS, Representative Plasencia desires to lease approximately 1,100 square feet of office space at the Brevard County Government Center, North, 400 South Street, Titusville, for the continued use as the Florida House of Representatives District 50 office and,

WHEREAS, the proposed use of this space will serve a public purpose and,

NOW, THEREFORE, in consideration of the covenants and premises contained herein, the County and Representative Plasencia agree as follows:

1. The term of the Lease Agreement shall be two (2) years, commencing December 18, 2020, and terminating on December 17, 2022. Either party may terminate this Agreement earlier by providing written notice to the other party ninety (90) days in advance of such termination date.
2. The premises leased pursuant to this Agreement are described as follows: 1,100 square feet of existing office space located on the first floor of the Brevard County Government Center North, Suite 1C, 400 South Street, Titusville, Florida.
3. The annual rent for this space shall be a nominal payment of one dollar (\$1.00).
4. Representative Plasencia will pay the prorated share of the utilities, operation and maintenance monthly in the amount of \$450 (\$5,400 per year).
5. In the event the property is not used or ceases to be used for the stated purpose, the lease term shall immediately cease, and the County shall have the right to re-enter and repossess the property.

IN WITNESS WHEREOF, the parties hereto have hereunto set their hands and seals on the date first above written.

ATTEST:

As approved by the Board on: 12/08/2020

BOARD OF COUNTY COMMISSIONERS
OF BREVARD COUNTY, FLORIDA


Rita Pritchett, Chair

Rene Plasencia, State Representative
House District 50

