

## ORDINANCE NO. 2023-20

**AN ORDINANCE ADOPTED BY THE CITY COUNCIL OF THE CITY OF GREENACRES, FLORIDA, APPROVING THE LEASE OF CITY-OWNED PROPERTY WITH THE FLORIDA DEPARTMENT OF HEALTH; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES, SEVERABILITY AND AN EFFECTIVE DATE.**

**WHEREAS**, Article VI, Section 1(G) of the City's Charter, requires the City Council to approve the lease of any City-owned property by ordinance; and

**WHEREAS**, the City has leased its property at 5985 10<sup>th</sup> Avenue North in the City of Greenacres to the Florida Department of Health (DOH) since 2008, and

**WHEREAS**, DOH utilizes the property to provide its local Women, Infants and Childrens (WIC) services to the residents of Greenacres and the greater Palm Beach County area; and

**WHEREAS**, the WIC services assist in providing for healthier children and families in our community; and

**WHEREAS**, the current DOH lease is set to expire on December 1, 2023 and DOH has requested to renew the lease for another five (5) years; and

**WHEREAS**, the City Council finds entering a new five (5) year lease with the DOH for the City-owned property at 5985 10<sup>th</sup> Avenue North is in the best interests of the health, safety and welfare of the City and serves a valid public purpose.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENACRES, FLORIDA, THAT:**

**Section 1.** The City Council hereby approves the lease between the City of Greenacres and the Florida Department of Health, which is attached hereto as **Exhibit "A"** and incorporated into this Ordinance.

**Section 2.** All ordinances or parts of ordinances in conflict herewith are hereby repealed and all ordinances or parts of ordinances not in conflict herewith are hereby continued in full

force and effect.

**Section 3.** If any portion, clause, phrase, sentence or classification of this Ordinance is held or declared to be either unconstitutional, invalid, inapplicable, inoperative or void, then such declaration shall not be construed to affect other portions of the Ordinance; it is hereby declared to be the express opinion of the City Council of the City of Greenacres that any such unconstitutional, invalid, inapplicable, inoperative or void portion or portions of this Ordinance did not induce its passage, and that without the inclusion of any such portion or portions of this Ordinance, the City Council would have enacted the valid constitutional portions thereof.

**Section 4.** This Ordinance shall take effect immediately upon passage.

Passed on the first reading this 4<sup>th</sup> day of December, 2023.

PASSED AND ADOPTED on the second reading this 8<sup>th</sup> day of January, 2024.

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**Joel Flores**, Mayor

**Attest:**

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**Quintella Moorer**, City Clerk

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**John Tharp**, Council Member, *District I*

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**Peter Noble**, Deputy Mayor

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**Judith Dugo**, Council Member, *District III*

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**Susy Diaz**, Council Member, *District IV*

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**Paula Bousquet**, Council Member, *District V*

**Approved as to Form and Legal Sufficiency:**

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**Glen J. Torcivia**, City Attorney