

FORSYTH COUNTY
BOARD OF COMMISSIONERS

MEETING DATE: March 23, 2015 AGENDA ITEM NUMBER: 11

SUBJECT:

REVISED RESOLUTION AUTHORIZING EXECUTION OF A LEASE AGREEMENT BETWEEN FORSYTH COUNTY AND THE STATE OF NORTH CAROLINA, ON BEHALF OF ITS DEPARTMENT OF PUBLIC SAFETY, ALCOHOL CHEMICAL DEPENDENCY PROGRAM FOR LEASE OF 1,067 SQUARE FEET OF COUNTY OWNED PROPERTY LOCATED AT 120 WEST THIRD STREET (OLD SHERIFF'S BUILDING), WINSTON-SALEM, N.C. PURSUANT TO THE PROVISIONS OF N.C.G.S. 160A-274

COUNTY MANAGER'S RECOMMENDATION OR COMMENTS: Recommend Approval

SUMMARY OF INFORMATION:

The State of North Carolina, on behalf of its Department of Public Safety, Alcohol Chemical Dependency Program proposed to lease 708 square feet of County owned space located at 120 West Third Street (Old Sheriff's Building) beginning on March 1, 2015 for an agreed upon rental rate of \$10 (ten dollars) per square foot.

The Forsyth County Board of Commissioners adopted a Resolution authorizing execution of the lease on January 26, 2015. Due to changes in the specific offices leased and the measurements of these spaces, the actual square footage of the lease area is now 1,067 square feet. The rental rate remains the same; the total rent to be paid to the County for the leased space (1,067 square feet) is \$10,670 per year, payable in monthly installments of \$889.17.

All other terms remain the same: the initial term of the lease will be one year expiring on February 28, 2016; the lease agreement will include two one-year renewal options.

ATTACHMENTS:- YES NO

SIGNATURE:  DATE: March 17, 2015
COUNTY MANAGER

**REVISED RESOLUTION AUTHORIZING EXECUTION OF A LEASE
AGREEMENT BETWEEN FORSYTH COUNTY AND THE STATE OF NORTH
CAROLINA, ON BEHALF OF ITS DEPARTMENT OF PUBLIC SAFETY,
ALCOHOL CHEMICAL DEPENDENCY PROGRAM FOR LEASE OF 1,067
SQUARE FEET OF COUNTY OWNED PROPERTY LOCATED AT 120 WEST
THIRD STREET (OLD SHERIFF'S BUILDING), WINSTON-SALEM, N.C.
PURSUANT TO THE PROVISIONS OF N.C.G.S. 160A-274**

WHEREAS, on January 26, 2015, the Forsyth County Board of Commissioners adopted a Resolution authorizing execution of a lease agreement between Forsyth County and the State of North Carolina, on behalf of its Department of Public Safety, Alcohol Chemical Dependency Program for the lease of 708 square feet; and

WHEREAS, due to changes in the office space and revised measurements, the lease agreement has been revised to include 1,067 square feet; and

WHEREAS, the State of North Carolina, on behalf of its Department of Public Safety, Alcohol Chemical Dependency Program desires to lease a 1,067 square foot portion of a building owned by Forsyth County located at 120 West Third Street, Winston-Salem, N.C., (Old Sheriff's Building), for a one year term with two one-year renewal options at an annual rent of \$10,670 for the purpose of providing public safety programs to the citizens of the State of North Carolina; and

WHEREAS, the County staff reports that the County does not have a need for the property for County purposes during the term of the proposed lease and recommends that the Forsyth County Board of Commissioners authorize execution of the lease; and

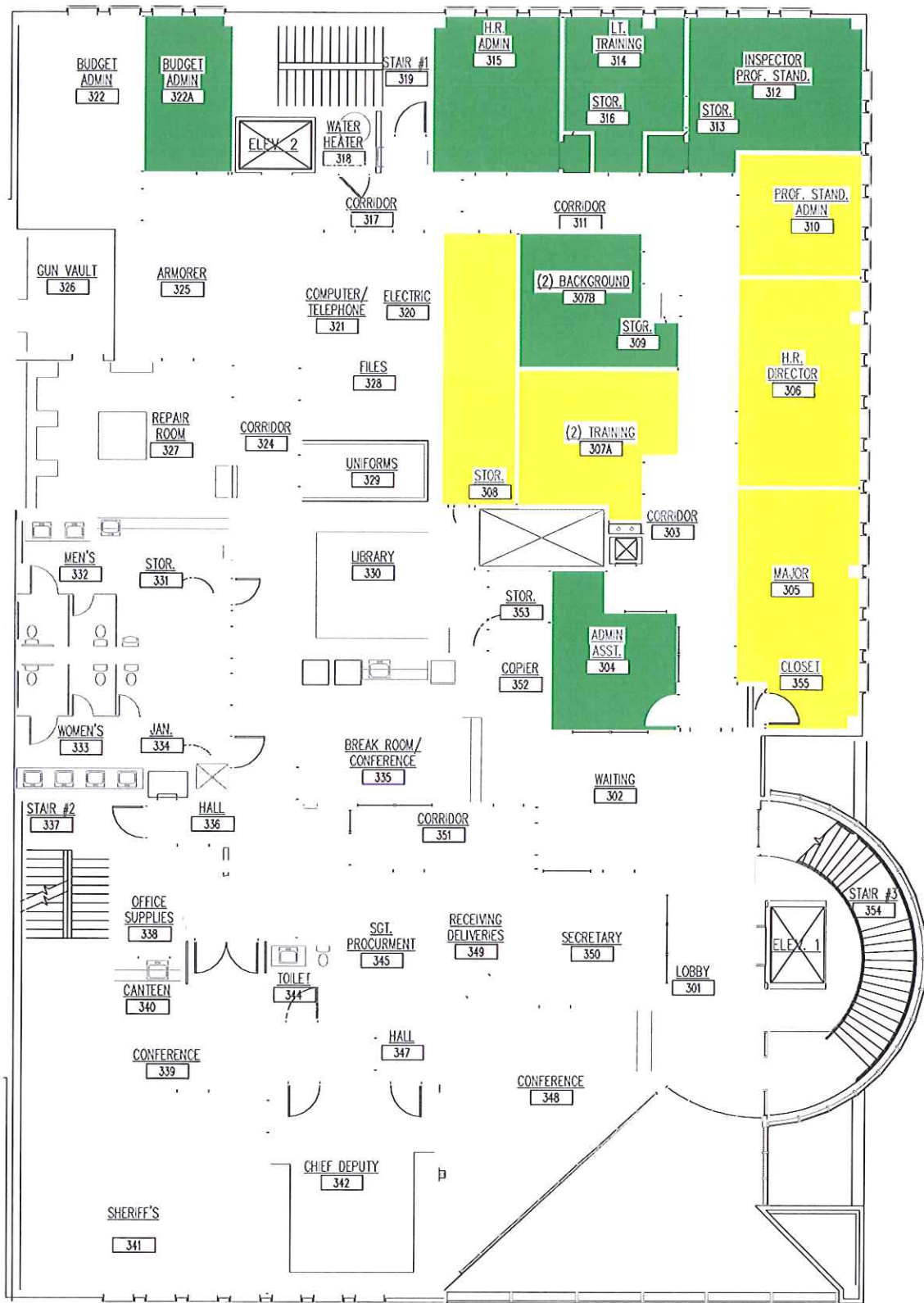
WHEREAS, N.C.G.S. 160A-274 authorizes any governmental unit to lease to any other governmental unit any interest in real property upon such terms and conditions as it deems wise, with or without consideration upon action by the governing body of the governing unit;

NOW, THEREFORE, BE IT RESOLVED that the Forsyth County Board of Commissioners hereby determines that the above-described property which is the subject of the proposed Lease Agreement between Forsyth County and the State of North Carolina, on behalf of its Department of Public Safety, Alcohol Chemical Dependency Program, will not be needed by the County for County purposes during the term of the proposed one year lease with two one-year renewal options.

BE IT FURTHER RESOLVED that Forsyth County is hereby authorized to lease the above-described real property to the State of North Carolina, on behalf of its Department of Public Safety, Alcohol Chemical Dependency Program at the consideration provided herein pursuant to the provisions of N.C.G.S. 160A-274.

BE IT FURTHER RESOLVED that the Chairman or County Manager and the Clerk to the Board are hereby authorized to execute, on behalf of Forsyth County, a Lease Agreement of the above-described property with the State of North Carolina, on behalf of its Department of Public Safety, Alcohol Chemical Dependency Program, for a one year term beginning March 1, 2015, with two one-year renewal options at an annual rent of \$10,670, payable in monthly installments of \$889.17, subject to a pre-audit certificate thereon by the County Chief Financial Officer, if applicable, and approval as to form and legality by the County Attorney.

Adopted this the 23rd day of March 2015.



 SHERIFF ADMINISTRATION BUILDING
 THIRD LEVEL FLOOR PLAN
 ■-Probation & Parole
 ■-DPS 1
 ■-Alcohol Chemical Dependency Program
 ■-Juvenile Justice

Scale 3/32"=1' When Plotted on 11X17