

#4

APR 25 2013

ORDINANCE NO. 4438

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CHANDLER, ARIZONA, AUTHORIZING AND APPROVING A TWO-YEAR LEASE AGREEMENT BETWEEN THE CITY OF CHANDLER PUBLIC HOUSING AUTHORITY (HOUSING DIVISION) AND MARICOPA COUNTY, FOR SPACE IN THE RECREATION BUILDING AT 130 NORTH HAMILTON STREET, FOR USE AS A HEAD START FACILITY.

BE IT ORDAINED by the City Council of the City of Chandler, Arizona, as follows:

SECTION 1. The City Council of the City of Chandler, Arizona, does hereby authorize and approve a lease in the form attached as Exhibit "A" for a portion of the space in the recreation building known as Number 26 at 130 N. Hamilton Street for a Head Start Preschool Facility. This is a two-year lease with an option for two, additional one-year terms.

SECTION 2. The lease rate will be four thousand dollars (\$4,000.00) per year, payable in monthly installments of \$333.33 per month.

INTRODUCED AND TENTATIVELY approved by City Council of the City of Chandler, Arizona, this ___ day of _____, 2013.

ATTEST:

CITY CLERK

MAYOR

PASSED AND ADOPTED by the City Council of the City of Chandler, Arizona, this ___ day of _____, 2013.

ATTEST:

CITY CLERK

MAYOR

CERTIFICATION

I HEREBY CERTIFY that the above and foregoing Ordinance No. 4438 was duly passed and adopted by the City Council of the City of Chandler, Arizona, at a regular meeting held on ___ day of _____, 2013 and that a quorum was present thereat.

APPROVED AS TO FORM:

CITY CLERK

CITY ATTORNEY *GAB*

Exhibit A

**AMENDMENT No. 4 to LEASE AGREEMENT
BETWEEN
CITY of CHANDLER (“LESSOR”)
AND
MARICOPA COUNTY (“LESSEE”)**

RECITALS

- A. Lessor and Lessee (the “Parties”) are Parties to that certain Lease Agreement No. C-6552 dated and approved on April 13, 2005 by the Maricopa County Board of Supervisors and subsequently amended on May 21, 2008, July 13, 2010, and July 9, 2012. The Agreement is for the use of approximately 1,000 square feet of the City of Chandler owned recreation building located at 130 N. Hamilton Street, Chandler, Arizona.
- B. The term of the Agreement expires on June 30, 2013.
- C. Lessor and Lessee now mutually desire to amend the Lease to create a new lease term.

AGREEMENT

NOW THEREFORE, in consideration of the foregoing and other valuable considerations, Lessor and Lessee agree to amend Lease Agreement No. C-6552 as follows:

- 1. The term of the current Lease Agreement is hereby amended to renew on July 1, 2013 and to terminate on June 30, 2015. This Agreement is subject to termination pursuant to the provisions of A.R.S. 38-511.
- 2. Lessor grants Lessee the option to renew this Lease for two additional one (1) year terms. To exercise this option, Lessee shall provide Lessor with written notice of their intent to renew no later than ninety (90) days prior to the expiration of this lease.
- 3. The effective date of this amendment is the date of execution by the City of Chandler Mayor.
- 4. The foregoing paragraphs contain all the changes made by this amendment. All other terms and conditions of the original Agreement and subsequent amendments remain the same and in full force and effect.

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IN WITNESS WHEREOF, the Parties have signed this Amendment

LESSOR: City of Chandler,
An Arizona Municipal Corporation

LESSEE: Maricopa County Board of
Supervisors, a political subdivision of the
State of Arizona

Mayor Date

Chairman of the Board Date

Attest:

Attest:

City Clerk Date

Clerk of the Board Date

Approved as to form:

Approved as to form:

City Attorney *CAB* Date

Deputy County Attorney Date