

**RESOLUTION NO. 21-1470**

**A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF DOUGLAS, COCHISE COUNTY, ARIZONA, RATIFYING THE EXECUTION OF AN AMENDMENT TO BUILDING LEASE AGREEMENT BETWEEN THE CITY OF DOUGLAS AND THE ARIZONA BOARD OF REGENTS, TO CONTINUE TO PROVIDE SPACE FOR THE DOUGLAS ANIMAL SHELTER AT 2017 ROGERS AVENUE, IN THE CITY OF DOUGLAS, ARIZONA.**

**WHEREAS**, Article I, Section 3. (A) of the City Charter empowers the City to lease real property for any City purpose and to sell or otherwise dispose of real property in the manner, for such consideration and upon such conditions as may be determined by the City Council; and

**WHEREAS**, the City of Douglas and the Arizona Board of Regents, a body corporate, seek to enter into an Amendment to Building Lease Agreement, extending the term of the lease entered into August of 2015, in order to continue to provide space for the Douglas Animal Shelter at 2017 Rogers Ave., in the City of Douglas; and

**WHEREAS**, the Amendment to Building Lease Agreement of this facility, providing the terms and conditions of said lease extension, is attached as Exhibit "A" and incorporated herein by reference; and

**WHEREAS**, the Mayor and Council find that it is in the best interest of the City to continue to lease the noted premises pursuant to the terms and conditions in the attached proposed Amendment to Building Lease Agreement.

**NOW, THEREFORE BE IT RESOLVED** by the Mayor and Council of the City of Douglas, Arizona, as follows:

**Section 1.** The Amendment to Building Lease Agreement, with the Arizona Board of Regents, a body corporate, as it relates to the subject facility at 2017 Rogers Ave., in the City of Douglas is hereby approved and the execution of same is authorized.

**Section 2.** The Interim City Manager and City Clerk are hereby authorized to execute and deliver the Amendment to Building Lease Agreement, attached hereto as Exhibit "A", and any related documents necessary to effectuate the lease extension contemplated by the amendment, for and on behalf of the City of Douglas.

**Section 3.** The Interim City Manager's signature on the amendment dating 7/28/2021 is ratified, and the lease is hereby extended for an additional year, at a current monthly rate of \$3,060.09. pursuant to the terms of the original lease and the Amendment outlined in Exhibit "A"

**Section 4.** The officers of the City Council and the City of Douglas are hereby authorized and directed to fulfill all obligations under the terms of said amendment.

**PASSED AND ADOPTED** by the Mayor and Council of the City of Douglas, Arizona, this 11<sup>th</sup> day of August, 2021.

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Donald C. Huish, Mayor

Attest:

Approved as to form:

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Alma Andrade, City Clerk

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Denis Fitzgibbons, City Attorney