

**ADDENDUM TO
LEASE
of
RECREATIONAL FACILITY**

THIS ADDENDUM TO LEASE OF RECREATIONAL FACILITY (“Addendum”) is made this 16th day of September, 2019 by and between **the City of Lynden**, a municipal corporation (“Lessor”), and **the Whatcom Family YMCA**, a nonprofit corporation (“Lessee”).

WHEREAS, on February 18, 1997, Lessor and Lessee entered into the Lease of Recreational Facility (“Lease”), by which Lessee would rent the property located at 100 Drayton Street, Lynden, WA (“Premises”) from Lessor for one dollar (\$1.00) per year; and

WHEREAS, pursuant to Section 2 thereof, the Lease automatically renews annually unless one hundred twenty (120) days’ termination notice is provided by Lessor or Lessee prior to the end of the year, in which case the Lease terminates on December 31st of that year; and

WHEREAS, Lessor and Lessee agreed that the Lessee would pay to the Lessor the amount of Fifty Thousand Dollars (\$50,000.00) as its share in the cost of construction of the swimming pool resurfacing project (“Swimming Pool Project”); and

WHEREAS, the Swimming Pool Project has now been completed and the pool is again in use; and

WHEREAS, in further consideration of its payment to the Lessor, Lessee has requested the below addendum to the Lease; and

WHEREAS, payment in full from Lessee shall be due upon signing this Addendum; and

WHEREAS, the foregoing recitals are a material part of this Agreement;

NOW THEREFORE, in consideration of the mutual promises contained herein, the parties agree that the Lease shall be amended as set forth in Sections 1 and 2 below, subject to Sections 3 and 4:

1. Section (3) of the Lease shall become two sections, with the existing text designated as Section (3)(a).
2. A new Section (3)(b) is added to the Lease to read as follows:

In the event Lessor terminates the Lease per Section 2 effective on or before the 31st day of December, 2024, Lessor shall reimburse Lessee a pro-rated amount of its payment made for the Swimming Pool Project, as follows:

Effective Date of Lease Termination:	Amount of Reimbursement:
December 31, 2020	\$40,000.00
December 31, 2021	\$30,000.00
December 31, 2022	\$20,000.00
December 31, 2023	\$10,000.00
December 31, 2024	\$0

3. All other terms of the Lease remain in full force and effect.

