

AMENDMENT NO. 5 TO CONTRACT NO. K-1920-32

This Amendment No. 5 to Contract No. K-1920-32 is made and entered into this _____ day of _____, 2021, by and between the City of Norman, Oklahoma, a municipal corporation, (hereinafter referred to as the "City") and the Board of Regents of the University of Oklahoma, (hereinafter referred to as the "University").

WITNESSETH:

WHEREAS, on July 30, 2019, the parties entered into Contract No. K-1920-32, for the purpose of a Lease Agreement providing for the City's lease of University property through December 31, 2019; and

WHEREAS, on December 10, 2019, the parties amended the Lease Agreement to extend the term until December 31, 2020; and

WHEREAS, on November 12, 2020, the parties again amended the Lease Agreement to extend the term until September 30, 2021, or upon the City's substantial completion of the construction and occupation of its North Base Complex Project Phase I; and

WHEREAS, on August 24, 2021, the parties again amended the Lease Agreement to extend the term until December 31, 2021 or until such time as the North Base Complex Project Phase 1 is substantially completed, whichever occurs first; and

WHEREAS, the parties need to amend the Lease Agreement to insure access to a maintenance facility after December 31, 2021, if needed, as the North Base Complex Project Phase I may not be completed until January, 2022.

NOW, THEREFORE, for and in consideration of the mutual agreements, covenants, and promises set forth herein, the parties do hereby covenant and agree to reaffirm all provisions of Contract No. K-1920-32, as previously amended by Amendment 1, Amendment 2, Amendment 3 and Amendment 4 to Contract No. K-1920-32, except as further amended as follows:

2. Term and Termination.

2.1 The term of the Lease shall begin August 5, 2019 and end January 31, 2022, or until the City's completion and occupation of its North Base Complex Project, Phase I, whichever occurs first.

All other provisions of Contract No. K-1920-32, as previously amended by Amendments 1, 2, 3 and 4, except for those specifically listed above shall remain in full force and effect.

IN WITNESS THEREOF, the CITY and the UNIVERSITY have executed this Agreement.

DATED this _____ day of _____, 2021.

CITY OF NORMAN, OKLAHOMA
("City")

By: _____
Project Manager

By: _____
Mayor Breea Clark

ATTEST:

By: _____
Brenda Hall, City Clerk

Approved as to form and legality this 16 day of November, 2021.

Her Book
City Attorney

**BOARD OF REGENTS OF
THE UNIVERSITY OF OKLAHOMA**
("University")

By: Pamela Ketner
Pamela Ketner
Assoc. Vice President for Operations

ATTEST:

By: _____

Title: _____