

No: 16-29  
Date: April 20, 2016

RESOLUTION  
OF THE CITY COUNCIL  
CITY OF SANDPOINT

**TITLE: SENIOR CENTER LEASE ADDENDUM NO. 2**

WHEREAS: Per Resolution No. 05-18, on April 20, 2005, the City entered into a lease agreement with the Sandpoint Area Seniors, Inc., in order to lease to the Seniors the City-owned land upon which sits the Sandpoint Senior Center building;

WHEREAS: Per Resolution No. 10-22, on April 21, 2010, the City approved an addendum to the Lease in order to extend it through April 20, 2025, and also to allow the Seniors to place an additional building upon the property for use as an adult day care facility, known as The DayBreak Center;


WHEREAS: At this time, the Seniors desire to sublease The DayBreak Center to George Cunningham and Rick Bennett, who operate Bennett House, an adult day care facility in Coeur d'Alene; and

WHEREAS: An additional amendment to the lease is required before the Seniors can sublease to a third party.

NOW, THEREFORE, BE IT RESOLVED THAT: Addendum No. 2, which amends Section 7 of the Senior Center Lease to entitle the Sandpoint Area Seniors to sublet any portion of the leased space and premises to any other person, subject to City Council consent, is hereby approved.

BE IT FURTHER RESOLVED THAT: The Mayor is authorized, on behalf of the City, to execute Addendum No. 2, a copy of which is attached hereto and made a part hereof as if fully incorporated herein.

BE IT FURTHER RESOLVED THAT: City Council hereby approves the Sandpoint Area Seniors subletting The DayBreak Center to George Cunningham and Rick Bennett, doing business as Bennett House.

  
Shelby Rognstad, Mayor

ATTEST:

  
Maree Peck, City Clerk

City Council Members:

		YES	NO	ABSTAIN	ABSENT
1.	Eddy	X			
2.	Aitken	X			
3.	Williamson	X			
4.	Camp	X			
5.	Ruehle	X			
6.	Snedden	X			

ADDENDUM NO. 2 TO  
SENIOR CENTER LEASE

THIS DOCUMENT IS AN ADDENDUM to the LEASE made and entered into the 20th day of April, 2005, by and between THE CITY OF SANDPOINT, IDAHO, a municipal corporation of the State of Idaho, LESSOR, and the SANDPOINT AREA SENIORS, a non-profit organization, LESSEE.

WHEREAS. The Lease was amended on the 21<sup>st</sup> day of April, 2010; and

WHEREAS, the LESSEE has requested a second amendment authorizing LESSEE to sublease a portion of the premises.

NOW THEREFORE, that for good and valuable consideration, the LESSOR does hereby amend the lease unto the LESSEE as follows:

1. Section 7 of the Lease shall be amended to read:

7. SUBLEASES:

The LESSEE shall be entitled to sublet or assign any portion of the leased space and premises to any other person, persons, or entity subject to the prior approval of City Council.

2. The Mayor and Council of the City of Sandpoint have by Resolution authorized the leasing of the property, the subject of this Lease, and have found, and do find, that the same is not needed for City purposes and deem all the terms and conditions contained in the Lease, as amended, to be just and equitable.

IN WITNESS WHEREOF, LESSOR and LESSEE have executed this Addendum No. 2 to Senior Center Lease this 20<sup>th</sup> day of April, 2016.

LESSOR:

CITY OF SANDPOINT

By: 

Shelby Rognstad, Mayor

LESSEE:

SANDPOINT AREA SENIORS, INC.

By: 

Bruce Wendle, Board President

ATTEST:

By: 

Maree Peck, City Clerk

By: 

Leslie Marshall, Board Secretary