

RESOLUTION NO. R-2021- _____

A RESOLUTION authorizing the City Manager to amend the Agreement with Yakima Area Arboretum for the operation and maintenance of Yakima's arboretum

WHEREAS, on or about May 23, 1991, the City and Yakima Area Arboretum (YAA) entered into an Agreement wherein YAA agreed to operate and maintain the Yakima Arboretum property and the City granted to YAA the possession of the property including the buildings thereupon, City Contract No. 91-37 approved by Resolution R-1991-D5913 ("Lease"); and

WHEREAS, the Lease included a 30-year term, which expired on or about May 23, 2021; and

WHEREAS, the City and YAA have continued discussions regarding entering into a new Agreement regarding the operation and maintenance of the Yakima Arboretum, and extended the Lease through October 6, 2021 by Council resolution; and

WHEREAS, it has been determined by both parties that the Agreement should be amended to extend the term for a period of one year, with all other terms and conditions to remain the same, after which it is anticipated that a new agreement will be entered into and brought before City Council; and

WHEREAS, the City and YAA wish to amend the terms and conditions of the Agreement to extend the term; and

WHEREAS, the City Council finds that it is the best interest of the City and its residents to amend the Agreement to extend the term to December 31, 2022; now, therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF YAKIMA:

The Yakima City Council authorizes the City Manager to sign the Amendment to the Agreement with Yakima Area Arboretum for operation and maintenance of the City's arboretum to extend the term until December 31, 2022.

ADOPTED BY THE CITY COUNCIL this 5th day of October, 2021.

Patricia Byers, Mayor

ATTEST:

Sonya Claar-Tee, City Clerk