

RESOLUTION NO. 30487

A RESOLUTION AUTHORIZING THE MAYOR OR HIS DESIGNEE TO ENTER INTO AMENDMENT NO. 1 TO LEASE, IN SUBSTANTIALLY THE FORM ATTACHED, WITH CHATTANOOGA GOODWILL INDUSTRIES, INC., TO AMEND THE RENEWAL OPTIONS TO ONE (1) ADDITIONAL TERM BEGINNING OCTOBER 10, 2020, AND ENDING APRIL 30, 2021.

---

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, TENNESSEE, that it is hereby authorizing the Mayor or his designee to enter into Amendment No. 1 to Lease, in substantially the form attached, with Chattanooga Goodwill Industries, Inc., to amend the renewal options to one (1) additional term beginning October 10, 2020, and ending April 30, 2021.

ADOPTED: September 22, 2020

/mem

## AMENDMENT NO. 1 TO LEASE

This Amendment No. 1 Lease (“Amendment No. 1”) by and between the City of Chattanooga (“Lessor”) and the Chattanooga Goodwill Industries, Inc. (“Lessee”) (the “Agreement”) is made effective \_\_\_\_\_, \_\_, 2020.

### RECITALS

WHEREAS, Lessor and Lessee entered into that certain Agreement effective October 10, 2017; and

WHEREAS, the parties executed that certain First Agreement to Exercise Option to Renew for a term beginning on October 10, 2018 and ending on October 10, 2019; and

WHEREAS, the parties executed that certain Second Agreement to Exercise Option to Renew for a term beginning on October 10, 2019 and ending on October 10, 2020; and

WHEREAS, Lessor and Lessee desire to amend the Agreement as provided herein.

### AMENDMENT

1. Section 3 of the Agreement is hereby amended by the addition of the following at the end of this Section:

At the end of the second renewal term ending on October 10, 2020, this Agreement may be renewed for one (1) additional renewal option upon mutual agreement of the parties beginning October 10, 2020 and ending on April 30, 2021 (the Third Renewal Option”). If the parties mutually agree to exercise the Third Renewal Option and the Leased Premises are sold, donated, or transferred by Lessor, this Agreement shall continue in full force and effect until the Third Renewal Option expires or is terminated by either party in accordance with this Section 3.

2. No other modifications, amendments or changes of the provisions of the Agreement are to be affected by this Amendment No. 1.

[SIGNATURES ON THE FOLLOWING PAGE]

IN WITNESS WHEREOF, the parties have executed this Amendment No. 1 on the \_\_\_\_\_ day of \_\_\_\_\_, 2020, at Chattanooga, Hamilton County, Tennessee.

**CITY OF CHATTANOOGA**

By: \_\_\_\_\_  
DONNA C. WILLIAMS, *Administrator of Economic and Community Development*

**CHATTANOOGA GOODWILL INDUSTRIES, INC.**

By: \_\_\_\_\_  
GENA WELDON, *President & CEO*