

November 11, 2020

WHEREAS, on December 8, 2010, by Resolution No. 10-3069, the City Council of the City of Dallas authorized a five-year license agreement dated December 15, 2010, (the "License") between the City of Dallas, a Texas municipal corporation ("City"), as landlord, and AIDS Arms, Inc., a Texas non-profit corporation, or its successor and assigns, ("Licensee") as tenant, for approximately 19,876 square feet of City-owned land located at 210 Sunset Avenue, Dallas, Dallas County, Texas to be used for the non-exclusive use of 30 parking spaces; and

WHEREAS, on December 9, 2015, by Resolution No. 15-2225, City Council authorized the First Amendment to the License Agreement dated December 19, 2015, to extend the license term for an additional five years; and

WHEREAS, the License, as amended, expires by its own terms on December 14, 2020; and

WHEREAS, the parties desire to renew, extend, modify and/or amend the license to extend the term for an additional five-year term ("Extension Term") upon certain amended terms as provided below.

Now, Therefore,

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

SECTION 1. That the City Manager, upon approval as to form by the City Attorney, be and is hereby authorized to execute a Second Amendment to the License Agreement between AIDS Arms, Inc., a Texas non-profit corporation and the City of Dallas.

SECTION 2. That the special terms and conditions of the Second Amendment to the License Agreement are:

(a) The term of the License is hereby extended for an additional five (5) years (the "Extension Term") beginning December 15, 2020 and ending December 14, 2025, provided however, that City and Licensee retain the right to terminate the License as provided elsewhere therein.

(b) Monthly Rental Payments during the Extension Term shall be as follows:

December 15, 2020 – December 14, 2025 \$728.00 per month

(c) All other terms and conditions of the License, as amended, not expressly amended hereby, shall remain in full force and effect.

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SECTION 3. That the Chief Financial Officer shall deposit any and all proceeds that may accrue from the Second Amendment to the License Agreement to be credited to General Fund, Fund 0001, Dept OCA, Unit 1299, Revenue Code 7845, Encumbrance/Contract No. OCA-2020-00014313.

SECTION 4. That this resolution shall take effect immediately from and after its passage in accordance with the provisions of the Charter of the City of Dallas, and it is accordingly so resolved.

APPROVED AS TO FORM:
CHRISTOPHER J. CASO, City Attorney

BY: 
Assistant City Attorney