



RESOLUTION 2012 - 81

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SUNNYSIDE,  
WASHINGTON, APPROVING LEASE AGREEMENT WITH SUNNYSIDE SCHOOL  
DISTRICT #201**

**WHEREAS**, the Sunnyside School District #201, hereinafter referred to as the "District", and the City of Sunnyside, hereinafter referred to as the "City", and

**WHEREAS**, the City and the District have negotiated a Lease Agreement for a portion of real property owned by the District and located on the Northwest corner of 9<sup>th</sup> Street and Lincoln Avenue; and

**WHEREAS**, the City Council of the City of Sunnyside finds and determines that approval of such Lease Agreement is in the best interests of residents of the City of Sunnyside, and will promote the general health, safety and welfare.

**NOW, THEREFORE, IT IS HEREBY RESOLVED BY THE CITY COUNCIL OF  
THE CITY OF SUNNYSIDE, WASHINGTON, as follows:**

**SECTION 1.** That the "Lease Agreement," a copy of which is attached hereto as Exhibit "A" and incorporated herein by this reference, by and between the City of Sunnyside and Sunnyside School District #201, is hereby approved; and

**SECTION 2.** The Interim City Manager is hereby authorized to execute such agreement for and on behalf of the City of Sunnyside, and to execute and implement the terms thereof.

**SECTION 3.** This Resolution shall be effective upon passage and signatures hereon in accordance with law.

**PASSED** this 26<sup>th</sup> day of November, 2012.

  
\_\_\_\_\_  
MIKE FARMER, MAYOR

**ATTEST:**

  
\_\_\_\_\_  
DELILAH SAENZ, CITY CLERK

**APPROVED AS TO FORM:**

  
\_\_\_\_\_  
KERR LAW GROUP, LLP  
Attorneys for the City of Sunnyside

EXHIBIT "A"



LEASE AGREEMENT

THIS LEASE, made and entered into between the City of Sunnyside, a municipal corporation, hereinafter referred to as "City", Lessee, and the Sunnyside School District #201, hereinafter referred to a "District", Lessor.

PURPOSE:

The City is engaged in upgrading its water and sewer system for the purpose of meeting current and future needs. One of the needs which exists is for a structure to house an emergency generator for the sewer lift station at the corner of Lincoln and 9th.

TO THIS END THE PARTIES AGREE AS FOLLOWS:

- 1. The District will lease to the City a portion of its real property located on the northwest corner of 9th Street and Lincoln Avenue.
2. The City shall be permitted to construct a structure on this property for the primary purpose of housing an emergency generator for the sewer lift station adjacent to said property.
3. That the term of this Lease shall be for a period of one (1) year commencing the 1st day of September, 2012, and terminating the 31st day of August, 2013.
4. The City shall pay to the District the sum of \$824.00 (Eight Hundred Twenty-Four and 00/100) for the rental of said property. The rent may be increased on an annual basis with 30 days notice. The sum of \$824.00 is due December 1st 2012.
5. The term specified herein may be extended for an additional (10) year term by the City upon terms to be agreed on by the parties hereto.
6. Upon the abandonment of the structure by the City it shall become the property of the District.
7. Each party acknowledges that it is in compliance with all laws concerning equal employment and does not discriminate on the basis of sex, color, creed, national origin or age.

EXECUTED this \_\_\_\_\_ day of \_\_\_\_\_, 2012.

CITY OF SUNNYSIDE

SUNNYSIDE SCHOOL DISTRICT #201 BOARD

By \_\_\_\_\_

By \_\_\_\_\_

By \_\_\_\_\_

By \_\_\_\_\_