



RESOLUTION NO. 40307

1 A RESOLUTION relating to wastewater utility operations; authorizing the execution
2 of an addendum to the Lease Agreement with Ex Land LLC, for property
3 located at 4102 East 11th Street, currently used for Environmental Services'
4 TAGRO Bagging Operations, to extend the term for an additional 36 months
5 from the date of execution and to amend the monthly rent, including triple
6 nets, from \$4,450.00 to \$4,715.92, for a projected contract total of
7 \$300,626.84.

8 WHEREAS, in 2017, the City entered into a one-year Lease
9 Agreement ("Agreement") with Ex Land LLC for the temporary housing of the
10 City's TAGRO Bagging Operations, and
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12 WHEREAS, since that time, staff has continued to search for a suitable
13 location available for purchase, due to scarcity of suitable sites because of market
14 conditions, and

15 WHEREAS the current one-year Agreement with Ex Land LLC expired in
16 November 2018, and

17 WHEREAS Ex Land LLC is agreeable to a three-year extension of the
18 Agreement, and has permitted the City's continued use of the property in holdover
19 status at 150 percent of the monthly rent, as provided for in the original Agreement,
20 and

21 WHEREAS anticipated contract expenses, including annual reconciliations
22 and an estimated CPI, are expected to be \$300,626.85, and

23 WHEREAS the proposed Lease Addendum ("Addendum") will allow the City
24 to continue TAGRO Bagging Operations at its current location, without disruption
25 to production or services to the public, and
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WHEREAS the Environmental Services Department is requesting approval to enter into an Addendum with Ex Land LLC for the continued use of the property located at 4102 East 11th Street, for TAGRO Bagging Operations; Now, Therefore,

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

That the proper officers of the City are hereby authorized to execute an Addendum to the Lease Agreement with Ex Land LLC, for property located at 4102 East 11th Street, currently used for Environmental Services' TAGRO Bagging Operations, to extend the term for an additional 36 months from date of execution and to amend the monthly rent, including triple nets, from \$4,450.00 to \$4,715.92, for a projected contract total of \$300,626.84, said document to be substantially in the form of the Addendum on file in the office of the City Clerk.

Adopted _____

Mayor

Attest:

City Clerk

Approved as to form:

Chief Deputy City Attorney