

RESOLUTION NO. 55-08  
CITY OF CENTERVILLE, OHIO

SPONSORED BY COUNCILMEMBER Brooks Compton ON  
THE 20<sup>th</sup> DAY OF October, 2008.

A RESOLUTION AUTHORIZING AND DIRECTING THE CITY  
MANAGER TO ENTER INTO A LEASE AMENDMENT AND  
RENEWAL AGREEMENT WITH THE BOARD OF COUNTY  
COMMISSIONERS OF MONTGOMERY COUNTY.

WHEREAS, the City of Centerville and the Board of County Commissioners of  
Montgomery County, Ohio are parties to a Lease Agreement for the building  
commonly known as 108 West Spring Valley Road, Centerville, Ohio for  
automobile title and registration services; and

WHEREAS, the City and the Board of County Commissioners of Montgomery  
County have successfully negotiated a lease amendment and renewal agreement  
whereby the Board of County Commissioners of Montgomery County will  
continue to lease the building; and

WHEREAS, this Council has determined that it would be in the best interests of  
the citizens of Centerville to enter into said agreement.

NOW, THEREFORE, THE MUNICIPALITY OF CENTERVILLE HEREBY  
RESOLVES:

Section 1. That the City Manager is authorized and directed to enter into a lease  
amendment and renewal agreement with the Board of County Commissioners of  
Montgomery County to lease the building commonly known as 108 West Spring  
Valley Road, Centerville, Ohio for automobile title and registration services, copy  
of which is attached hereto as Exhibit "A" and incorporated herein.

PASSED THIS 20<sup>th</sup> day of October, 2008.

C. Mark Kung'ed  
Mayor of the City of  
Centerville, Ohio

ATTEST:

Debra A. James  
Clerk of Council  
City of Centerville, Ohio

CERTIFICATE

The undersigned, Clerk of Council of the City of Centerville, Ohio, hereby certifies the foregoing to be a true and correct copy of Resolution No. 55-08, passed by the Council of the City of Centerville, Ohio on the 20<sup>th</sup> day of October, 2008.

Debra A. James  
Clerk of the Council

Approved as to form, consistency  
with existing ordinances, the  
charter & constitutional provisions  
Department of Law  
Scott A. Liberman  
Municipal Attorney

**LEASE AMENDMENT AND RENEWAL**

This Lease Amendment and Renewal made this \_\_\_\_\_ day of \_\_\_\_\_, 2008, by and between the Board of County Commissioners of Montgomery County, 451 W. Third Street, Dayton, Ohio, 45422, hereinafter referred to as "Lessee", on behalf of the Clerk of Courts Auto Title Division with the City of Centerville, Ohio, 45458, hereinafter referred to as "Lessor".

**WITNESSETH:**

Whereas, the Board of County Commissioners of Montgomery County, Ohio desire to enter into this amendment and renewal with the City of Centerville, Ohio on behalf of the Clerk of Courts Auto Title Division authorized by Resolution No. 03-1974 dated November 18, 2003 for leasing of 1,559.7 square feet of office space at 108 West Spring Valley Road, Centerville, Ohio; **by amending (1) Article 4 "Option to Renew" from two consecutive three-year renewal terms to four one-year renewal options; and (2) by increasing the rate from \$.65 per square foot to \$3.00 per square foot; and 3) by exercising the first of the four-one year renewal options beginning December 1, 2008 and ending November 30, 2009.** The annual rate for the period of December 1, 2008 through November 30, 2009 is \$4,679.10. Monies to be encumbered for the month of December 2008 in the amount of \$389.93. Monies for the remaining period January 1, 2009 through November 30, 2009 will be paid in one lump sum in the amount of \$4,289.23.

(Funding Source: OCA 238105, OBJ 8100, Commodity Code 97145)

Whereas, monies for the leasing of said space to be budgeted by the Montgomery County Clerk of Courts Title Division; and

Whereas, the first renewal option term for the period of December 1, 2008 through November 30, 2009 and subsequent renewal options if exercised may be terminated by the Lessee by providing the landlord one hundred and eighty days written notice prior to the effective date of termination; and

Whereas, all other terms and conditions of the initial lease will remain in full force and in effect.

IN WITNESS WHEREOF the parties have hereunto set their hands on the \_\_\_\_ day of

\_\_\_\_\_, 200\_\_.

WITNESS:

**BOARD OF COUNTY COMMISSIONERS OF  
MONTGOMERY COUNTY, OHIO**

\_\_\_\_\_

By \_\_\_\_\_  
Judy Dodge, President

\_\_\_\_\_

By \_\_\_\_\_  
Dan Foley

\_\_\_\_\_

By \_\_\_\_\_  
Deborah A. Lieberman

OR

\_\_\_\_\_

By \_\_\_\_\_  
Deborah A. Feldman  
Montgomery County Administrator

WITNESS:

*CONTRACTING AGENCY*

\_\_\_\_\_

By \_\_\_\_\_

**APPROVED AS TO FORM:  
MATHIAS H. HECK, JR.  
Prosecuting Attorney for Montgomery County, Ohio**

By  \_\_\_\_\_  
Assistant Prosecuting Attorney

Date 10/2/08