

RESOLUTION NO. 38 , 2013

**A RESOLUTION AUTHORIZING A LEASE AGREEMENT AND PURCHASE
OPTION WITH MONTGOMERY LODGE 94 F. & A.M.**

WHEREAS, for many years the City has owned parking rights under a Lease Agreement with the Montgomery Lodge 94 F. & A.M. ("Lodge") located at 7790 Cooper Road, Montgomery, Ohio 45242; and

WHEREAS, the Administration has recommended extending such Lease Agreement for a period of five years and including within the Lease Agreement an option to purchase the real estate if and when the Lodge elects to sell their property; and

WHEREAS, a proposed Lease Agreement with purchase option is attached hereto.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Montgomery, Hamilton County, Ohio, that:

SECTION 1. The City Manager is hereby authorized to execute the Lease Agreement, a copy of which is attached hereto, for a period of five years commencing January 1, 2014 and terminating December 31, 2018 consistent with the terms of such Agreement. Within such Lease Agreement the City Manager is authorized to retain a purchase option allowing the City the right to purchase the real estate from Montgomery Lodge 94 F. & A.M. when and if during the term of such Lease and for the extended period of such option the Lodge should elect to offer such property for sale.

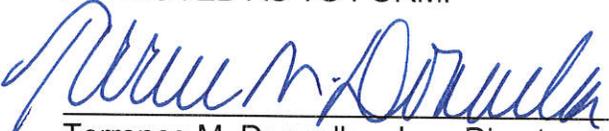
SECTION 2. This Resolution shall be in full force and effect from and after its passage.

PASSED: November 6, 2013

ATTEST: 
Susan J. Hamm, Clerk of Council


Ken Suer, Mayor

APPROVED AS TO FORM:


Terrence M. Donnellon, Law Director