

**ORDINANCE NO. O2020-025**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF YUMA,  
ARIZONA, AUTHORIZING AND APPROVING AN AMENDMENT TO THE  
SIXTEEN & FOUR, LLC LAND AND IMPROVEMENTS LEASE BETWEEN  
THE CITY AND SIXTEEN & FOUR, LLC TO CREATE SEPARATE LEASES  
APPLICABLE TO THE TWO PARCELS OF REAL PROPERTY CREATED BY  
THE LAND DIVISION OF PARCEL A**

WHEREAS, pursuant to the Yuma City Charter, Article III, Section 2, the City of Yuma (City) is authorized to acquire, lease and dispose of real property; and,

WHEREAS, on June 15, 2016, the Yuma City Council by Ordinance No. O2016-017 approved the Sixteen & Four, LLC Land and Improvements Lease, dated July 22, 2016, relating to Parcel A of the Kenyons Market Lot Tie/Lot Split within the Redevelopment Area (the "Parcel A GPLET Lease"); and,

WHEREAS, after the execution of the Parcel A GPLET Lease, a lot split was recorded splitting Parcel A into two separate parcels, Parcel A1, the land upon which the Sprouts Market is constructed and Parcel A2, the land upon which the in-line shops are constructed at the northwest corner of the intersection of 4<sup>th</sup> Avenue and 16<sup>th</sup> Street; and,

WHEREAS, Landlord and Original Tenant desire to amend the Parcel A GPLET Lease to create two separate leases applicable to the two newly created parcels (Parcel A1 and Parcel A2) resulting from the land division of Parcel A, and consent to the assignment of the Parcel A1 GPLET lease to a new prime lessee. Thereafter, the amended leases shall be referred to as the Parcel A1 GPLET Lease and the Parcel A2 GPLET Lease,

NOW THEREFORE, BE IT ORDAINED by the City Council of the City of Yuma as follows:

SECTION 1: Authorizing the described amendments to the Parcel A GPLET Lease to create two (2) GPLET Leases with substantially similar terms as the Parcel A GPLET Lease.

SECTION 2: The City Administrator is authorized to execute both the Parcel A1 GPLET Lease and the Parcel A2 GPLET Lease and consent to the assignment of the Parcel A1 GPLET lease to a new prime lessee.

Adopted this \_\_\_\_\_ day of \_\_\_\_\_, 2020.

APPROVED:

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Douglas J. Nicholls  
Mayor

ATTESTED:

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Lynda L. Bushong  
City Clerk

APPROVED AS TO FORM:

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Richard W. Files  
City Attorney