



## Legislation Text

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**File #:** RES 22-1498, **Version:** 1

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Approving the fourth rider to the lease agreement between the City and the Saint Paul Regional Water Services (SPRWS).

**WHEREAS**, the Board of Water Commissioners (the “Board”) and the Saint Paul Police Department (the “City”) entered into a lease agreement dated the 27<sup>th</sup> day of June 1978, whereby the City was permitted to construct and maintain a regional canine team training facility (“facility”) for and on behalf of its Police Department on certain Board-owned property at the Board’s McCarron’s Water treatment plant, (“leased premises”) incorporated by reference herein; and

**WHEREAS**, the lease agreement was for a term of twenty (20) years and to terminate on the 26<sup>th</sup> day of June 1998; and

**WHEREAS**, the Board and the City entered into an Amended Lease Agreement dated the 25<sup>th</sup> day of January 1995, extending the term of the lease agreement for an additional term of thirty (30) years and to expire on the 27<sup>th</sup> day of June 2028, subject to all terms, covenants and conditions set forth in the lease agreement incorporated by reference hereto; and

**WHEREAS**, on November 10, 2020, the Board by Resolution 20-1577 (incorporated by reference herein) adopted and approved the Second Amended Lease Agreement for an additional term of twenty-five (25) years and to expire on the 27<sup>th</sup> day of June 2053, subject to the terms, covenants and conditions set forth in the Amended Lease Agreement; and

**WHEREAS**, on January 27, 2021, the Saint Paul City Council by Resolution 21-162 (incorporated by reference herein) adopted and approved the Second Amended Lease dated November 9, 2020, extending the term of the Lease to June 27, 2053, subject to all of the terms, covenants and conditions set forth in the Amended Lease; and

**WHEREAS**, the Lease, as amended from time to time, requires Board approval, authorized in writing, to allow the City to make any changes or additions to the exterior of the canine facility or any other portions of the leased premises; and

**WHEREAS**, the City desires to construct improvements to the existing structure for an additional indoor training area and two outdoor kennel areas along with improvements to the existing outdoor training area within the leased premises; and

**WHEREAS**, Board staff has reviewed the conceptual designs for such improvements and finds that the present and future Board operations will not be hampered by the construction of said improvements; and

**WHEREAS**, Board staff has prepared a Fourth Rider to the Lease Agreement which allows for the construction of the conceptual designs for the improvements, and the city attorney's office has approved said Fourth Rider as to form; and

**WHEREAS**, On May 10, 2022, the Board by Resolution 22-729 (incorporated by reference and attached hereto) adopted, approved and executed the Fourth Rider to the Lease Agreement and approved the conceptual designs for the improvements to the existing training area within the leased premises (incorporated by reference and attached hereto); and now, therefore, be it

**RESOLVED**, that the City Council of the City of Saint Paul, Minnesota, does hereby approve this Fourth Rider to the Lease Agreement adopted, approved and executed by the Board allowing for the construction of improvements to the regional canine training facility located at the Board's McCarron's Water Treatment Plant property. The proper officials of the City are hereby authorized and directed to execute the Fourth Rider to Lease Agreement on behalf of the City of Saint Paul.