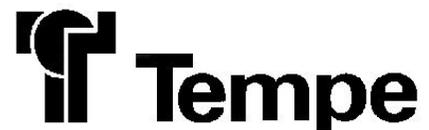


# Staff Summary Report



Council Meeting Date: 07/2/2009

Agenda Item Number: \_\_\_\_\_

**SUBJECT:** Request approval of this resolution authorizing the adoption of an Amended and Restated Parking Agreement for the city property located at 909 E. Lemon Street between Raymond C. Boles, LLC and the City of Tempe.

**DOCUMENT NAME:** 20090702PWWS08 **REAL PROPERTY LEASES (0903-19)** RESOLUTION NO. 2009.48

**COMMENTS:** This Amended and Restated Parking Agreement amends the parking agreement entered into on September 6, 2007 thereby reducing the leased area covered by said agreement.

**PREPARED BY:** Wendy Springborn-Pitman, Engineering Services Administrator(x 8250)

**REVIEWED BY:** Andy Goh, Deputy PW Manager/City Engineer (x 8896)

**APPROVED BY:** Glenn Kephart, Public Works Manager (x 8205)

**LEGAL REVIEW BY:** Cynthia McCoy, Assistant City Attorney (x 2187)

**FISCAL NOTE:** N/A

**RECOMMENDATION:** Adopt Resolution No. 2009.48 and authorize the Mayor to execute any necessary documents.

**ADDITIONAL INFO:** Raymond C. Boles, LLC desires to secure long-term parking arrangements to fully comply with the parking requirements of the City of Tempe Zoning Ordinance No. 808. The City of Tempe owns the real property adjacent to the eastern boundary of the Boles Parcel on which the City allowed the construction of certain improvements.

This amended and restated parking agreement grants Boles the exclusive right to use six (6) parking spaces within the parking area presently located on the Tempe Parcel for a period of fifteen years from the date of this agreement and may be extended only with written consent of both parties. The rent will be an annual fee of \$200.00 per licensed space with 5% increases every five years.