



LEASE AMENDMENT NO. 2

CITY OF VALDEZ, ALASKA

And

VALDEZ SENIOR CENTER, INC.

THIS LEASE AMENDMENT No. 2 is made this 20TH day of April, 2012, between the CITY OF VALDEZ, P.O. Box 307, Valdez, Alaska 99686, a municipal corporation organized under the laws of the State of Alaska, hereinafter referred to as "LESSOR", and VALDEZ SENIOR CENTER, INC., P.O. Box 1635, Valdez, Alaska 99686, hereinafter referred to as "LESSEE".

WHEREAS, the City of Valdez is the owner of the Valdez Senior Citizens Housing and Multi-Purpose Facility (Valdez Senior Center, Inc.) located on a portion of Medical Park Subdivision (formerly Tract A-1, ASLS 82-141); and

WHEREAS, the City of Valdez entered into the most recent Building Lease Agreement with Valdez Senior Citizens Center, Inc. on November 6, 2001^{*}; and
**UNRECORDED*

WHEREAS, during the process of amending the lease agreement in March 2012 it was discovered there is no termination date on the lease; and

WHEREAS, the City Attorney recommended the lease be re-written to include an expiration date because an open ended lease can be problematic for both parties; and

WHEREAS, Section 2 of the Agreement states the Term of this Building Lease Agreement shall commence on the 6th day of November, 2001 and shall expire upon mutual consent of both parties, or by other options outlined in Section 15 of the Agreement; and

WHEREAS, the term description within the Building Lease Agreement needs to be updated to reflect a specific ending date to the Lease; and

WHEREAS, the purpose of a specific ending date will allow both parties to review the Building Lease Agreement in five years.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF
LEASE AMENDMENT NO. 2 - VALDEZ SENIOR CENTER, INC.

VALDEZ, ALASKA that:

Section 1: Section 2 of the Building Lease Agreement is amended to read as follows:

Section 2. Term

The term of this Building Lease Agreement shall commence on the 6th day of November 1, 2001 and shall expire December, 31, 2017, except according to Section 15.

Section 3: All other terms and conditions of the Building Lease Agreement and previous amendments remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto have set their hands and seals as of this 24th day of April, 2012.

LESSOR:

CITY OF VALDEZ
An Alaskan Municipal Corporation

By: David C. Cobb
David C. Cobb, Mayor

Attest: Sheri R. Pierce
Sheri Pierce, MMC, City Clerk

LESSEE:

VALDEZ SENIOR CENTER, INC.
An Alaskan Corporation

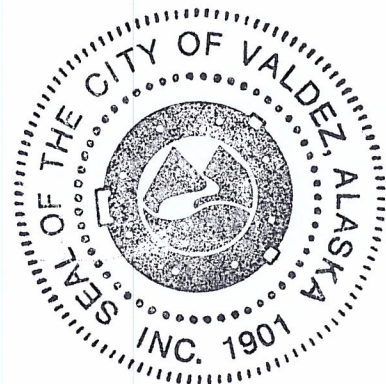
By: John M. Miscovich
John Miscovich, President

By: Wanda Clark
Wanda Clark, Executive Director

APPROVED AS TO FORM:

WALKER & LEVESQUE, LLC
Attorneys for City of Valdez

By: William M. Walker
William M. Walker



STATE OF ALASKA)
) ss.
THIRD JUDICIAL DISTRICT)

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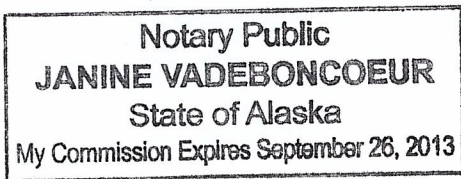


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2012-000262-0

I, Janine Vadeboncoeur hereby certify that I know or have satisfactory evidence that **John Miscovich** is the person who appeared before me, and said person acknowledged that he signed this Amendment No. 2, on oath stated that he was authorized to execute the instrument and acknowledged it as the **President of Valdez Senior Center, Inc.** to be the free and voluntary act of such party for the uses and purposes mentioned in the instrument.

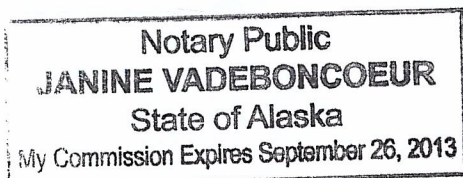
DATED: 4-20-12



Janine Vadeboncoeur
Print Name: Janine Vadeboncoeur
NOTARY PUBLIC in and for the State of
Alaska, residing at: City Hall
My appointment expires: 09-26-13

I, Janine Vadeboncoeur hereby certify that I know or have satisfactory evidence that **Wanda Clark** is the person who appeared before me, and said person acknowledged that he signed this Amendment No. 2, on oath stated that she was authorized to execute the instrument and acknowledged it as the **Executive Director of Valdez Senior Center, Inc.** to be the free and voluntary act of such party for the uses and purposes mentioned in the instrument.

DATED: 4-20-12



Janine Vadeboncoeur
Print Name: Janine Vadeboncoeur
NOTARY PUBLIC in and for the State of
Alaska, residing at: City Hall
My appointment expires: 09-26-13

For recording in the Valdez Recording
District, Third Judicial District,
State of Alaska

Upon recording return to:
City of Valdez - CEDD
P.O. Box 307
Valdez, Alaska 99686

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