

RESOLUTION NO. 888

**A RESOLUTION OF THE CITY OF UNIVERSITY PLACE, WASHINGTON, AMENDING
EXHIBIT A OF THE EXCLUSIVE BROKERAGE AGREEMENT WITH JEFF KRAFT OF
KIDDER MATHEWS**

WHEREAS, on December 12, 2018, the City executed an Exclusive Brokerage Agreement with Jeff Kraft as broker to sell and lease the City property within the University Place Town Center Overlay Zone; and

WHEREAS, Exhibit A of the Exclusive Brokerage Agreement sets forth the property subject to the Agreement; and

WHEREAS, a portion of the second floor of the University Place Civic Building is currently being used by the Pierce County Sheriff's Office for law enforcement purposes; and

WHEREAS, the Pierce County Sheriff's Office will soon be vacating said premises, and the City wishes to lease it to another party; and

WHEREAS, Exhibit A to the Exclusive Brokerage Agreement should be amended in order to facilitate the leasing of said premises;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF UNIVERSITY PLACE, WASHINGTON, AS FOLLOWS:

Section 1. Incorporation of Recitals. The recitals are hereby incorporated herein as if set forth in full.

Section 2. Approval of Form of Documents. The City Council hereby approves execution of the Amendment to Exclusive Brokerage Agreement in substantially the form of the document accompanying this Resolution.

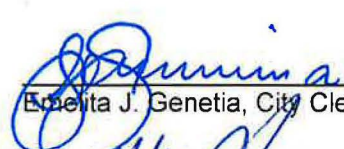
Section 3. Completion of Transaction. The City Manager is authorized to take and execute any additional measures or documents that may be necessary to complete this transaction, which are consistent with the approved form of documents attached to this Resolution, and this Resolution.

Section 4. Effective Date. This Resolution shall be effective immediately upon adoption by the City Council.

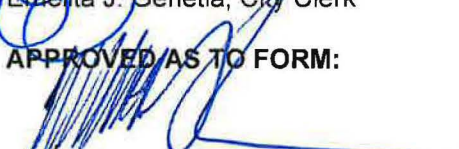
ADOPTED BY THE CITY COUNCIL ON MAY 6, 2019.


Kent Keel, Mayor

ATTEST:


Esmerita J. Genetia, City Clerk

APPROVED AS TO FORM:


Matthew S. Kaser, City Attorney

AMENDMENT TO EXCLUSIVE BROKERAGE AGREEMENT

This Amendment to Exclusive Brokerage Agreement amends the Agreement that was effective the 12th day of December, 2018, between the City of University Place, a Washington municipal corporation ("City"), and Kidder Mathews.

The parties wish to replace Exhibit A of the Exclusive Brokerage Agreement to include that portion of the second floor of the University Place Civic Building currently being used by the Pierce County Sheriff's Office for law enforcement purposes. Therefore, Exhibit A to the December 12, 2018 Agreement is replaced with the attached First Amended Exhibit A.

All other provisions of the December 2018 Exclusive Brokerage Agreement with Kidder Mathews shall remain the same.

Executed on the dates written below.

KIDDER MATHEWS:

CITY OF UNIVERSITY PLACE:

By: _____

Printed Name: _____

Title: _____

1201 Pacific Ave., Ste. 1400
Tacoma, WA 98402

Date: _____

By: Stephen P. Sugg, City Manager

3715 Bridgeport Way W.
University Place, WA 98466-4456

Date: _____

Approved as to form:

Matthew S. Kaser, City Attorney

FIRST AMENDED EXHIBIT A

CITY PROPERTY SUBJECT TO THIS AGREEMENT

1. WITHIN THE TOWN CENTER OVERLAY ZONE

- A. All Lots still in City title described in the University Place Town Center Site Plan (Contemplated by the Owner for sale).
- B. North retail space within the University Place Civic Building (Contemplated by the Owner for Lease).
- C. Pierce County Library Expansion Space (Contemplated by the Owner for Lease, within the terms and time limits of Owner's agreement with the Pierce County Rural Library District).
- D. That portion of the second floor of the University Place Civic Building used by the Pierce County Sheriff's Office for law enforcement purposes.

2. OUTSIDE THE TOWN CENTER OVERLAY ZONE

All Owner's property formally designated as surplus to the City's needs by resolution of the City Council.