



RESOLUTION

APPROVING AN AMENDMENT TO THE LEASE AGREEMENT WITH THE
NASHUA ASSOCIATION FOR THE ELDERLY

CITY OF NASHUA

In the Year Two Thousand and Seventeen

RESOLVED by the Board of Aldermen of the City of Nashua that the attached Amendment to Lease Agreement between the City of Nashua and the Nashua Association for the Elderly regarding removing term limits for the City representation on the Nashua Association for the Elderly board of directors is hereby approved.

LEGISLATIVE YEAR 2017

RESOLUTION: R-17-143

PURPOSE: Approving an amendment to the Lease Agreement with the Nashua Association for the Elderly

ENDORSERS: Mayor Jim Donchess

**COMMITTEE
ASSIGNMENT:**

FISCAL NOTE: None.

ANALYSIS

This resolution approves an amendment to the Lease Agreement with the Nashua Association for the Elderly to remove term limits for the City representation on the Nashua Association for the Elderly board of directors.

Approved as to form: Office of Corporation Counsel

By: Druidy Clarke

Date: October 19, 2017

**AMENDMENT
TO
LEASE AGREEMENT**

This AMENDMENT is made as of November ____, 2017, by and between the **City of Nashua** with an address of 229 Main Street, Nashua, New Hampshire, 03061 ("City") and **Nashua Association for the Elderly, Inc.**, a non-profit New Hampshire corporation, with an address of 70 Temple Street, Nashua, New Hampshire, 03061 ("Lessee").

WHEREAS, the City and Lessee entered into a Lease Agreement dated July 16, 2004, regarding the lease of property at 70 Temple Street to be used as a senior activity center ("Lease");

WHEREAS, Section 3.5 of the Agreement states that, "for the term of the Lease, the NAE board of directors shall include two ex officio members representing the City. One shall be designated by the mayor, and the other shall be designated by the president of the board of aldermen. The ex officio City representatives shall serve for two-year terms. Any single person may serve as one of the City's designated representatives for as many as three (3) consecutive two-year terms, but then would have to rotate off the board for at least one full term before being re-appointed"; and

WHEREAS, the Parties wish to remove that term restriction in the last sentence of Section 3.5.

NOW, therefore, in consideration of the mutual covenants contained herein, the parties hereby mutually agree as follows:

1. That the last sentence in section 3.5 of the Lease ("Any single person may serve as one of the City's designated representatives for as many as three (3) consecutive two-year terms, but then would have to rotate off the board for at least one full term before being re-appointed") is deleted from the Lease.
2. All other terms and conditions of the Agreement not changed by this (or prior) Amendment(s) remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto have, by their duly authorized representatives placed their hands as of the date first above written.

City of Nashua

Nashua Association for the Elderly, Inc.

By: James W. Donchess, Mayor

By: _____

Title: _____