

STATE OF GEORGIA

COUNTY OF DEKALB

**AMENDMENT NO. 1
TO
CONTRACT NO. 09-800662**

THIS AMENDMENT by and between DeKalb County, a political subdivision of the State of Georgia (hereinafter referred to as the "County"); and A.R.T. Station, Inc., a corporation organized and existing under the laws of the State of Georgia, (hereinafter referred to as the "Tenant").

WITNESSETH:

WHEREAS, County and Contractor have previously entered into a certain Lease Agreement dated January 1, 2010 (DeKalb County Contract No. 09-800662) (hereinafter referred to as the "Agreement" or "Contract") for the bulding located at 5384 Manor Street, and Second Street, Stone Mountain, GA 30083;

WHEREAS, the County and the Contractor desire to amend that said Lease Agreement to extend the date.

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged and in consideration of the mutual promises and undertakings contained herein, the parties hereto do hereby agree and consent to the following:

I. The Contract is hereby amended as follows:

A. DELETE PARAGRAPH 1 OF TERM AND REPLACE AS BELOW,

TERM

This lease agreement is a multi-year agreement of fifteen (15) successive calendar-year terms within the meaning of O.C.G.A. 36-10-13, and it is intended by the Parties to be construed in accordance with that statute. The first calendar-year term shall commence on January 1, 2020 and shall terminate at the close of the calendar year 2035. Thereafter, this agreement shall be renewed automatically renewable on an annual basis for an additional fourteen (14) one-calendar-year terms unless positive action is taken by the County to terminate at the end of any particular calendar year, the last such calendar-year ending at the close of the calendar year 2035. In order for termination at the end of the then-current year to be effective, it must be made in writing by the County and sent to Tenant as provided in the "Service of Notice" section below no later than one month prior to the end of the calendar year for which the notice effects termination.

ALL OTHER PARAGRAPHS IN TERM REMAIN IN FULL FORCE AND EFFECT.

II. NO ADDITIONAL MODIFICATION. All other terms and conditions of the Contract remain unchanged and in full force and effect. The terms and conditions contained in this Amendment No. 1 shall govern over any inconsistent terms and conditions contained in the Agreement.

[SIGNATURES CONTINUE ON FOLLOWING PAGE]

IN WITNESS WHEREOF, the parties hereto have set their hands and caused their seals to be affixed hereupon in three (3) counterparts, each to be considered as an original by their authorized representatives, on this ____ day of _____, 20__.

A.R.T. Station, Inc.

DEKALB COUNTY, GEORGIA

By: _____(SEAL)

Signature

Name (Typed or Printed)

Title

Date

ATTEST:

Signature

Name (Typed or Printed)

Title

Date

APPROVED AS TO SUBSTANCE:

Department Director

by Dir.(SEAL)

MICHAEL L. THURMOND
Chief Executive Officer
DeKalb County, Georgia

Date

ATTEST:

BARBARA SANDERS, CCC
Clerk of the Chief Executive Officer
And Board of Commissioners of
DeKalb County, Georgia

Date

APPROVED AS TO FORM:

County Attorney Signature

County Attorney Name (Typed or Printed)

CERTIFICATE OF CORPORATE RESOLUTION

I, _____, certify the following:

That I am the duly elected and authorized Secretary of **A.R.T. Station, Inc.** hereinafter referred to as the "corporation"), a corporation organized and incorporated to do business under the laws of the State of Georgia:

That said corporation has, through lawful resolution of the Board of Directors of the corporation, duly authorized and directed _____, in his official capacity as _____ of the corporation, to enter into and execute the following described agreement with DeKalb County, a political subdivision of the State of Georgia:

Lease Agreement for the building located at 5384 Manor Street and Second Street,

Stone Mountain, Georgia 30083

That the foregoing Resolution of the Board of Directors has not been rescinded, modified, amended, or otherwise changed in any way since the adoption thereof, and is in full force and effect on the date hereof.

IN WITNESS WHEREOF, I have set my hand and corporate seal;

This the _____ day of _____, 20__.

_____(CORPORATE SEAL)
(Secretary)