

**RESOLUTION NO. 12052**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MESA, MARICOPA COUNTY, ARIZONA, APPROVING AND AUTHORIZING THE CITY MANAGER TO ENTER INTO A LEASE AGREEMENT WITH REGIONAL MALT, LLC FOR A PORTION OF CITY-OWNED PROPERTY LOCATED NEAR THE NORTHWEST CORNER OF N. CENTER STREET AND W. MAIN STREET, BETWEEN 30 W. MAIN STREET AND 18 W. MAIN STREET, IN MESA, AZ (APN 138-36-011).**

WHEREAS, City has title of record to the real property located near the northwest corner of N. Center Street and W. Main Street, between 30 W. Main Street and 18 W. Main Street, in Mesa, AZ known as APN 138-36-011 ("Property").

WHEREAS, Regional Malt, LLC ("Lessee") has entered into a lease with the owner of 18 W. Main Street, Mesa, AZ, APN 138-36-008A, ("18 W. Main") for Lessee to operate a business at the location ("Lessee Business").

WHEREAS, in conjunction with the operation of the Lessee Business at 18 W. Main, Lessee desires, and City is willing, to lease a portion of the Property to serve, in pertinent part, as outdoor patio seating and other activity related to the Lessee Business, including for placement of mechanical equipment screened from public view necessary for functioning or operation of Lessee's Business.

WHEREAS, the City Council has determined that it is appropriate for the City to enter into a lease agreement related to the Property.

**NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MESA, MARICOPA COUNTY, ARIZONA AS FOLLOWS:**

Section 1: The City Council approves of the lease agreement with Regional Malt, LLC in the form provided to City Council ("Lease").

Section 2: The City Manager, or his designated representative, is hereby authorized and directed, on behalf of the City of Mesa, to enter into the Lease and is further authorized to execute any necessary documents related to the Lease, as well as any amendments, modifications, renewals, or extensions of the Lease or such related documents so long as they do not materially alter the terms of the Lease as presented to City Council or the purpose of the Lease as contemplated in this Resolution; the City Clerk is authorized and directed to attest to the signature of the City Manager or his designee thereon.

PASSED AND ADOPTED by the City Council of the City of Mesa, Maricopa County, Arizona this 19<sup>th</sup> day of June, 2023.

APPROVED:

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Mayor

ATTEST:

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City Clerk