

EVERETT CITY COUNCIL AGENDA ITEM COVER SHEET

**PROJECT TITLE:**

Amendment No. 1 to the License Agreement to Use City Property with Dog Day Afternoon for the collection of leasehold excise tax

\_\_\_\_\_ Briefing  
 \_\_\_\_\_ Proposed Action  
 \_\_\_\_\_ Consent  
 \_\_\_\_\_ Action  
 \_\_\_\_\_ First Reading  
 \_\_\_\_\_ Second Reading  
 \_\_\_\_\_ Third Reading  
 \_\_\_\_\_ Public Hearing  
 \_\_\_\_\_ Budget Advisory

COUNCIL BILL # \_\_\_\_\_  
 Originating Department Parks  
 Contact Person Jeff Price  
 Phone Number 425-257-7314  
 FOR AGENDA OF July 27, 2016

Initialed by:  
 Department Head \_\_\_\_\_  
 CAA db  
 Council President \_\_\_\_\_

<u>Location</u>	<u>Preceding Action</u>	<u>Attachments</u>	<u>Department(s) Approval</u>
Kasch Memorial Park & Phil Johnson Ballfields	Contract approval by Council on Dec 28, 2015	Amendment No. 1	Parks, Administration, Legal, Finance

Amount Budgeted	-0-	
Expenditure Required	-0-	
Budget Remaining	-0-	
Additional Required	-0-	

**DETAILED SUMMARY STATEMENT:**

On December 28, 2015 City Council authorized the Mayor to enter into an agreement to use city property with Dog Day Afternoon for vending at Kasch Memorial Park and Phil Johnson Ballfields. The current agreement with Dog Day Afternoon does not include the provision for leasehold excise tax to be collected from the vendor. Amendment No. 1 authorizes the City to collect leasehold excise tax from Dog Day Afternoon's lease payments.

**RECOMMENDATION (Exact action requested of Council):**

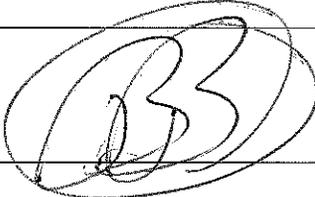
Authorize the Mayor to sign Amendment No. 1 to the License Agreement to Use City Property with Dog Day Afternoon for the collection of leasehold excise tax.

**LICENSE AMENDMENT NO. 1**

THIS LICENSE AMENDMENT No. 1 ("**Amendment**") is dated for reference purposes June 28, 2016, by and between the CITY OF EVERETT (the "**City**") and DOG DAY AFTERNOON ("**Tenant**"). This Amendment concerns the license between Tenant and the City dated \_\_\_\_\_, 20\_\_ (the "**License**").

Accordingly, the parties agree as follows:

1. Leasehold Tax. The monthly fee under the License includes leasehold excise tax.
2. Full Force and Effect. The License remains in full force and effect without interruption, except as expressly modified by this Amendment.
3. Effective Date. The effective date of this Amendment is June 28, 2016, regardless of the date of signatures on this Amendment.

<b>CITY OF EVERETT,</b> a Washington municipal corporation	<b>DOG DAY AFTERNOON</b>
_____	_____
By: Ray Stephanson	By:  X
Title: Mayor	Title: <u>owner</u> X
Attest:	
_____	
City Clerk	
Approved as to form:	
_____	
City Attorney	