

RESOLUTION NO. 9631

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MESA, MARICOPA COUNTY, ARIZONA, APPROVING AND AUTHORIZING THE CITY MANAGER TO EXECUTE AN AMENDMENT TO THE LEASE TO GIVE THE CHICAGO CUBS AN OPTION TO TERMINATE THE LEASE WITHOUT PENALTY SO LONG AS THE CHICAGO CUBS NEGOTIATE EXCLUSIVELY WITH THE CITY OF MESA AS REQUIRED BY THE MEMORANDUM OF UNDERSTANDING APPROVED BY THE CITY COUNCIL ON JANUARY 25, 2010; AND AUTHORIZING THE CHICAGO CUBS TO USE THE LEASE AS FINANCIAL COLLATERAL.

WHEREAS, the Chicago Cubs and the City of Mesa have entered into negotiations regarding a long term commitment to hold Cubs spring training in Mesa and the public to construct new spring training facilities; and

WHEREAS, the City desires to have exclusive negotiations with Cubs regarding their spring training facilities;

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

Section 1: Approving the Third Amendment to Lease Agreement (“Third Amendment”) between the City of Mesa and the Chicago Cubs Baseball Club, LLC (Chicago Cubs”), presented to the Council on January 25, 2010.

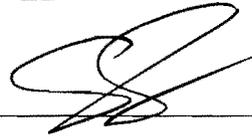
Section 2: Authorizing and directing the City Manager, or his designated representative, to execute the Third Amendment, on behalf of the City of Mesa, and the City Clerk, or her designated representative to attest to the signature of the City Manager thereon.

Section 3: Authorizing and directing the City Manager, or his designated representative, to execute documents consenting to the Chicago Cubs pledging its

interests in the lease for financing purposes and authorizing and directing the City Clerk, or her designated representative to attest to the signature of the City Manager thereon.

PASSED AND ADOPTED by the City Council of the City of Mesa, Maricopa County, Arizona this 25<sup>th</sup> day of January, 2010.

APPROVED:



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Mayor

ATTEST:

  
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City Clerk