

RESOLUTION NO. _____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OLYMPIA, WASHINGTON, APPROVING
AMENDMENT NO. 1 TO THE OPERATING AGREEMENT BETWEEN THE CITY OF OLYMPIA AND THE
WASHINGTON CENTER FOR THE PERFORMING ARTS BY EXTENDING ITS TERM THROUGH
DECEMBER 31, 2042**

WHEREAS, the City of Olympia ("City") is the owner of a performing arts theater commonly known as The Washington Center ("Center"); and

WHEREAS, The Washington Center For The Performing Arts ("WCPA") is a public benefit corporation organized for the express purpose of occupying, managing, and operating the Center, as provided in the Operating Agreement dated June 27, 2018, and attached hereto as Exhibit A ("Operating Agreement"); and

WHEREAS, the City and WCPA desire the Center be managed and operated as a place for public entertainment, meetings, and cultural events in accordance with the provisions, terms, and conditions of the Operating Agreement, so that the Center serves as an economic and cultural stimulant for the people and community of the City of Olympia, and so the City may be relieved of the responsibility of operating the Center; and

WHEREAS, the Operating Agreement was to run through December 31, 2034, and provided that its terms could be amended; and

WHEREAS, the City and WCPA desire to amend the Operating Agreement to extend the term through December 31, 2042, to accommodate the conditions of a grant award from the Building for the Arts program;

NOW, THEREFORE, THE OLYMPIA CITY COUNCIL DOES HEREBY RESOLVE as follows:

1. The Olympia City Council hereby approves the form of the Amendment No. 1 between the City of Olympia and The Washington Center for the Performing Arts, and the terms and conditions contained in the Operating Agreement dated June 27, 2018, for the purpose of operating a performing arts center owned by the City of Olympia, located at 512 Washington Street SE, in Olympia, Washington.
2. The City Manager is authorized and directed to sign on behalf of the City of Olympia the Amendment No. 1 between the City of Olympia and The Washington Center for the Performing Arts and any other documents necessary to execute said Amendment, and to make any minor modifications as may be required and are consistent with the intent of the attached Amendment, or to correct any scrivener's errors.

PASSED BY THE OLYMPIA CITY COUNCIL this _____ day of _____ 2022.

MAYOR

ATTEST:

CITY CLERK

APPROVED AS TO FORM:



DEPUTY CITY ATTORNEY