



# City of West Allis

## Legislation Text

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**File #:** R-2016-0029, **Version:** 1

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Resolution to approve a Third Amendment to the Lease between the City of West Allis, West Allis Memorial Hospital Inc., and Aurora Health Care, Inc.

WHEREAS, the City of West Allis (“City”) and West Allis Memorial Hospital Inc. (“Memorial”) have entered into a lease dated May 29, 1963, and the City, Memorial, and Aurora Health Care, Inc. (“Aurora”) are parties to certain amendments to the lease dated April 18, 1997, January 5, 2001, and October 31, 2006; and

WHEREAS, Memorial affiliated with Aurora Health Care, Inc. on February 13, 1995; and

WHEREAS, the City leases to Memorial certain land, hospital property, and related facilities more particularly described in the Lease; and

WHEREAS, West Allis Apartments 2014 LLC (“West Allis Apartments”), an agent for Aurora, owns certain property (“Additional Property”) adjoining the Leased Property which will be conveyed to the City in accordance with the Third Amendment to Lease, which is attached hereto and made a part hereof (“Third Amendment to Lease”); and

WHEREAS, Memorial will proceed to construct a parking structure and related infrastructure on the Additional Property after conveyance of said property which will provide desired access to health care services for the community.

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of West Allis that the Third Amendment to the Lease by and among the City, Memorial, and Aurora be and is hereby approved.

BE IT FURTHER RESOLVED that the City Attorney is authorized to make such substantive changes, modifications, additions, and deletions to and from the Third Amendment to Lease as may be necessary and proper to correct inconsistencies, eliminate ambiguity, and otherwise clarify and supplement said provisions to preserve and maintain the general intent thereof, and that the Mayor is hereby authorized and directed to execute and deliver the Third Amendment to Lease and to take such further action as may be required to effectuate entering into such agreement on behalf of the City of West Allis.

ADM\ORDRES\ADMR526