



RESOLUTION No. _____

OF THE BOARD OF SUPERVISORS OF THE COUNTY OF NEVADA

RESOLUTION APPROVING AMENDMENT NO. 2 AMENDING THE OBLIGATIONS PERTAINING TO THE LEASE AGREEMENT FOR THE BRIGHTON GREENS BUSINESS PARK LOCATED AT 988 MCCOURTNEY ROAD, GRASS VALLEY, CALIFORNIA

WHEREAS, the County of Nevada entered into a Lease Agreement with M.K. Blake Estate Company through Resolution 14-545 for 20,000 square feet of office space for the Nevada County Health and Human Services Agency (HHS) Brighton Greens Resource Center; and

WHEREAS, Resolution 15-351 approved a Tenant Improvement loan to M. K. Blake Estate Company; and

WHEREAS, M.K. Blake Estate Company has sold the property known as the Brighton Greens Business Park to 9 Miller Court, LLC, and Brighton Greens Ventures, LLC, dba 9 Miller Court Properties; and

WHEREAS, as a condition of the loan a Tenant Estoppel Agreement was requested by the Lender Wells Fargo Bank, N.A. for the property purchase and agreed to and executed by the County of Nevada as tenant on December 22, 2018; and

WHEREAS, this Amendment approves the assumption agreement of 9 Miller Court Properties to assume all obligations as provided for in the original contract approved through Resolution 14-545, and subsequent Amendment 1, approved through Resolution 15-351 excluding Tenant Improvements pursuant to Exhibit A; and

WHEREAS, this Amendment approves the assignment of the rights to the Nevada County Tenant Improvement Loan, approved through Resolution 15-351, repayment back to the seller M.K. Blake Estate Company; and

WHEREAS, this Amendment approves a novation releasing M.K. Blake Estate Company from all obligations in the original lease agreement with Nevada County as approved in Resolution 14-545; and

WHEREAS, all other terms and conditions of the Lease and Tenant Improvement Agreement remain in full force and effect.

NOW, THEREFORE, BE IT HEREBY RESOLVED that the Board of Supervisors of the County of Nevada, State of California, approves in substantially the form attached hereto, Amendment No. 2 amending the obligations pertaining to the Lease Agreement for the Brighton Greens Business Park located at 988 McCourtney Road, Grass Valley, CA and that the Chair of the Board of Supervisors be and hereby is authorized to execute Amendment No. 2 on behalf of the County of Nevada.

Funding: Health and Human Services Agency 1589-50101-491-4000/521800