

R-75-17

RESOLUTION AUTHORIZING THE MAYOR TO SIGN AND DIRECTING THE CITY CLERK TO ATTEST TO A SUBLEASE AMENDMENT BETWEEN THE CITY OF WHEATON AND ROBERT LOVELAND d/b/a COMMUTER COMFORTS

WHEREAS, the City of Wheaton, leases commuter train stations from the Union Pacific Railroad for the convenience of its citizens who commute by train to work;

WHEREAS, the City of Wheaton, consistent with its lease with the Union Pacific Railroad has subleased portions of the College Avenue commuter train station, located on College Avenue in the City of Wheaton, hereinafter "Station" to Robert Loveland d/b/a Commuter Comforts, hereinafter "Commuter Comforts" for the provision of coffee and other items for the benefit of commuters and which further enhance the attractiveness and utility of the Station; and

WHEREAS, City staff has received numerous and continuing positive comments from citizens about Commuter Comforts' business and the management of that business;

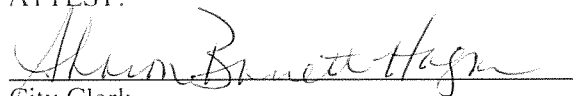
WHEREAS, City staff has examined the operations of Commuter Comforts and concluded that Commuter Comforts operates its business in a responsible, competitive and professional manner;

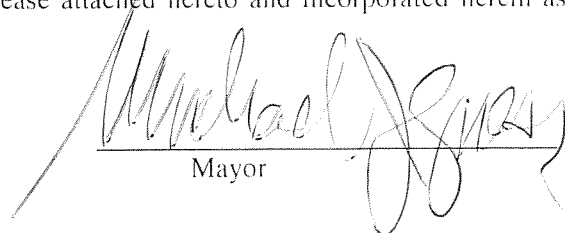
WHEREAS, the Corporate Authorities of the City of Wheaton desire to further extend the sublease between the City and Commuter Comforts until December 31, 2020 so long as there is compliance with the terms of the sublease.

NOW THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of Wheaton, DuPage County, Illinois that the Mayor is hereby authorized to execute and the City Clerk is hereby directed to attest to that amendment to the sublease attached hereto and incorporated herein as fully set forth as Exhibit "1".

ADOPTED this 7th day of August, 2017.

ATTEST:


City Clerk


Mayor

ROLL CALL VOTE:

Ayes: Councilman Rutledge
Councilman Scalzo
Councilman Suess
Councilman Barbier
Councilwoman Fitch
Councilman Prendiville
Mayor Gresk

Nays: None

Absent: None

Motion Carried Unanimously

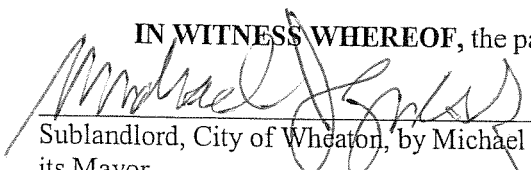
Exhibit "1"

AMENDMENT TO COMMERCIAL SUBLEASE MADE AND ENTERED INTO AS OF
NOVEMBER 3, 2014, BY AND BETWEEN THE CITY OF WHEATON, AN ILLINOIS
MUNICIPAL CORPORATION, ("SUBLANDLORD") AND ROBERT LOVELAND d/b/a
"COMMUTER COMFORTS"

1. Section 2 entitled "Terms" of the sublease for the College Avenue commuter train station is hereby amended by extending the end date of the sublease to December 31, 2020.

2. That all other terms and conditions of the original sublease shall remain in full force and effect. The original of the sublease is attached hereto and incorporated herein as if fully set forth as Exhibit "A".

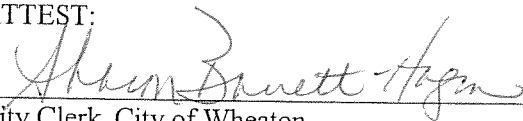
IN WITNESS WHEREOF, the parties have executed this Amendment to the original sublease.


Sublandlord, City of Wheaton, by Michael Gresk,
its Mayor

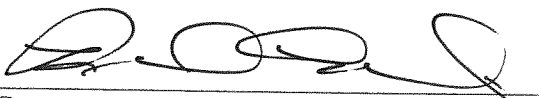
Sublandlord, Federal Tax ID Number

Date: 10/16/17

ATTEST:

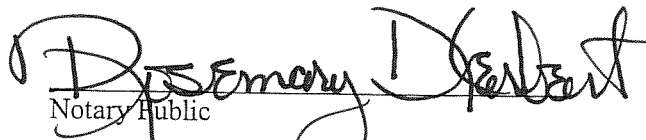

City Clerk, City of Wheaton

Date: 10/16/17


Commuter Comforts, by

Date: 10/16/17

SUBSCRIBED and SWORN to before me
this 16 day of Oct, 2017


Notary Public

