

RESOLUTION NO. 13638-23

A RESOLUTION AUTHORIZING AND DIRECTING THE CITY MANAGER TO EXECUTE AND THE CITY CLERK TO ATTEST, ON BEHALF OF THE CITY OF NEWPORT NEWS, VIRGINIA, THAT CERTAIN SECOND AMENDMENT TO LICENSE AGREEMENT BY AND BETWEEN THE CITY OF NEWPORT NEWS, VIRGINIA, AND THE HAMPTON-NEWPORT NEWS CRIMINAL JUSTICE AGENCY, DATED THE 23rd DAY OF MAY, 2023.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Newport News:

1. That it hereby authorizes and directs the City Manager to execute and the City Clerk to attest, on behalf of the City of Newport News, Virginia, that certain Second Amendment to License Agreement by and between the City of Newport News, Virginia, and the Hampton-Newport News Criminal Justice Agency, dated the 23rd day of May, 2023.

2. That a copy of the said Second Amendment to License Agreement is attached hereto and made a part hereof.

3. That this resolution shall be in effect on and after the date of its adoption, May 23, 2023.

PASSED BY THE COUNCIL OF THE CITY OF NEWPORT NEWS ON MAY 23, 2023

Mabel Washington Jenkins, MMC
City Clerk

Phillip D. Jones
Mayor

A true copy, teste:

City Clerk

SECOND AMENDMENT TO LICENSE AGREEMENT

This Second Amendment to License Agreement (“Second Amendment”), dated this 23rd day of May, 2023, is made by and between the **City of Newport News, Virginia** (“City”), and the **Hampton-Newport News Criminal Justice Agency** (“CJA”).

WHEREAS, City and CJA entered into that certain License Agreement dated May 14, 2013 (“Agreement”), pursuant to which CJA licenses from City non-exclusive rights to have primary use of an 8,456 square-foot portion of the fourth floor of the Justice Building located at 2501 Washington Avenue, Newport News, Virginia 23607 (the “Premises”), as further described in the Agreement; and

WHEREAS, by First Amendment to License Agreement dated May 10, 2018 (the “First Amendment”), City and CJA renewed the term of the Agreement through May 31, 2023, and made certain amendments to Paragraph 10 of the Agreement; and

WHEREAS, City and CJA desire to amend the Agreement to (i) extend the term for another five-year renewal term; and (ii) expand the description of the Premises to include all of the Fourth Floor of the Justice Building.

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the Parties hereto agree to be legally bound to this Second Amendment as follows:

1. The Agreement is hereby renewed for a term beginning on June 1, 2023, and terminating on May 31, 2028.

2. Paragraph 1 of the Agreement is hereby amended to read as follows:

1. **LICENSED PREMISES**

For and in consideration of the terms, conditions, covenants, promises and agreements herein made, the City hereby grants unto CJA non-exclusive rights to have primary use of the fourth floor of the Justice Building located at 2501 Washington Avenue, Newport News, Virginia 23607 (see floorplan attached hereto as Exhibit A)

3. All other terms of the Agreement, as amended by the First Amendment, that are not inconsistent herewith, shall remain in full force and effect.

The undersigned are duly authorized to execute this agreement for the City and CJA.

CITY OF NEWPORT NEWS, VIRGINIA

By: _____
Cynthia D. Rohlf, City Manager

ATTEST:

City Clerk

APPROVED AS TO FORM:

City Attorney

HAMPTON-NEWPORT NEWS CRIMINAL JUSTICE AGENCY

By: _____
Marcus J. Dennis, Director

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EXHIBIT A

