

First Reading: May 21, 2015
Second Reading: dispensed

RESOLUTION NO. 2015 - 64

**A RESOLUTION AUTHORIZING A LEASE OF THE REAL PROPERTY LOCATED
AT 7781 MONTGOMERY ROAD IN SYCAMORE TOWNSHIP AND DISPENSING
WITH THE SECOND READING**

WHEREAS, the Board of Township Trustees of Sycamore Township unanimously approved a Lease Agreement with SDI Foods, Inc., now known as RGT Foods, Inc. for the real property located at 7781 Montgomery Road, Sycamore Township, Ohio 45236 (the "Real Property"; and

WHEREAS, the Board wishes to enter into a an amendment to that Lease Agreement;

NOW THEREFORE, BE IT RESOLVED, by the Board of Township Trustees of Sycamore Township, State of Ohio:

SECTION 1. The Board hereby approves the Second Amendment to Lease of the Real Property with RGT Foods, Inc. in substantially the same form as the attached Exhibit A. The President of the Board or the Township Administrator are hereby authorized and directed to execute the Lease Agreement and any other documents necessary in order to put the Second Amendment to Lease into effect.

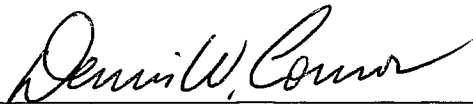
SECTION 2. The Trustees of Sycamore Township upon at least a majority vote do hereby dispense with the requirement that this resolution be read on two separate days, and hereby authorize the adoption of this resolution upon its first reading.


SECTION 3. This resolution shall take effect on the earliest date allowed by law.

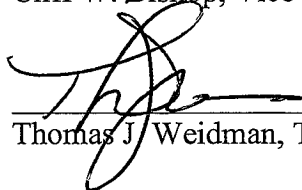
VOTE RECORD:

Mr. Bishop Aye Mr. Connor Aye Mr. Weidman Aye

Passed at a meeting of the Board of Township Trustees of Sycamore Township this 21st day of May, 2015.



Dennis W. Connor, President


Cliff W. Bishop, Vice President

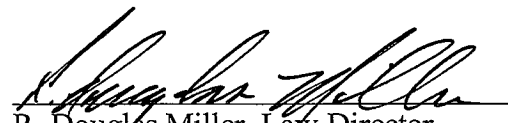

Thomas J. Weidman, Trustee

AUTHENTICATION

This is to certify that this resolution was duly passed and filed with the Township Fiscal Officer of Sycamore Township this 21st day of May, 2015.


Robert C. Porter III, Fiscal Officer
Sycamore Township, Ohio

APPROVED AS TO FORM:


R. Douglas Miller, Law Director

SECOND AMENDMENT TO LEASE

This SECOND AMENDMENT TO LEASE is made as of the 1st day of April, 2015 by and between the Board of Township Trustees of Sycamore Township, Ohio, an Ohio township ("Lessor") and RGT Foods, Inc., a Mississippi corporation ("Lessee").

RECITALS:

WHEREAS, by Lease Agreement dated the 19th of September, 2011, (the "Lease Agreement"), Lessor did lease to RGT Foods, Inc. the property described as the "Demised Premises" located at 7781 Montgomery Rd., Cincinnati, OH 45236 (the "Property"); and

WHEREAS, the parties hereto desire to amend the Lease.

NOW, THEREFORE, in consideration of the Lease Agreement and the sum of Ten Dollars (\$10.00) and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, it is mutually agreed upon as follows:

A. Section 1 of the Lease shall be replaced in its entirety with the following:

1. TERM. The term of this lease is eighteen (18) months commencing July 1, 2015 and ending December 31, 2016. Lessee may extend this Lease Agreement on a month to month basis up to December 31, 2019 provided the express written consent of Lessor is first obtained. If Lessor consents to an extension of the Lease Agreement beyond December 31, 2016, Lessor shall give Lessee thirty (30) days notice prior to terminating the month to month tenancy.

[SIGNATURES APPEAR ON THE FOLLOWING PAGE]

IN WITNESS WHEREOF, Lessor and Lessee have executed this instrument as of the day and year first above written.

Lessor:

**The Board of Township Trustees of Sycamore
Township, Ohio**

By: _____

Printed Name: _____

Title: _____

Lessee:

SDI Foods, Inc. / RGT Foods, Inc.

By: _____

Printed Name: Sean Tuohy

Title: President