

**FIRST ADDENDUM TO AGREEMENT BETWEEN BOYERTOWN MULTI-SERVICE, INC. AND THE BURGESS AND TOWN COUNCIL OF THE BOROUGH OF POTTSTOWN FOR THE OPERATION OF THE RICHARD J. RICKETTS, SR. COMMUNITY CENTER**

This First Addendum to Agreement Between BOYERTOWN MULTI-SERVICE, INC. and THE BURGESS AND TOWN COUNCIL OF THE BOROUGH OF POTTSTOWN for the Operation of THE RICHARD J. RICKETTS, SR. COMMUNITY CENTER ("First Addendum") is entered into as of \_\_\_\_\_, 2021.

**RECITALS**

**WHEREAS**, The Burgess And Town Council Of The Borough Of Pottstown, 100 E. High Street, Pottstown, Montgomery County, Pennsylvania, 19464 (hereinafter referred to as "Borough") and Boyertown Multi-Service, Inc., 200 West Spring Street, Boyertown, Berks County, Pennsylvania 19512 (hereinafter referred to as "BMS"), entered into an agreement on December 9, 2019 (hereinafter referred to as "Original Agreement") regarding the operation of programming at and maintenance of THE RICHARD J. RICKETTS, SR. COMMUNITY CENTER (hereinafter referred to as "Center"); and

**WHEREAS**, the parties desire to enter into this First Addendum to extend the term and modify certain provisions of the Original Agreement.

**NOW, THEREFORE**, for and in consideration of the mutual covenants and promises herein and other good and valuable consideration, the receipt and sufficiency of which are acknowledged by the parties hereto, and with the intention of being legally bound, the parties agree as follows:

**AGREEMENT**

1. **TERM.**

Paragraph 1.1 of the Original Agreement is hereby modified to extend the term of the Agreement from January 1, 2022, through December 31, 2024, (hereinafter referred to as “Extended Term”).

2. **FINANCIAL.**

Paragraph 4.2 of the Original Agreement is hereby modified to revise the schedule of payments of the Borough Contribution to BMS as follows:

- a. 2022 – Forty Thousand Dollars (\$40,000.00)
- b. 2023 – Forty-five Thousand Dollars (\$45,000.00)
- c. 2024 – Fifty Thousand Dollars (\$50,000.00)

Each payment will be made by May 31 of each year to defray the proposed expenses for the Center. In addition, the Borough will cooperate with BMS to leverage additional local funds to enhance the operation of the Center with the express understanding that such additional funds that are contributed by third parties specifically for the Center may only be utilized for the Center and programming at the Center.

3. **TERMINATION.**

Paragraph 13.1 of the Original Agreement is hereby modified to extend the termination date to December 31, 2024, unless both parties agree to renew this Agreement for an additional term.

4. **CONFLICTS; RATIFICATION.** This First Addendum shall control over any conflicting provisions of the Original Agreement and shall constitute an amendment thereto to the extent of any such conflict. Except as amended by this First Addendum, all terms and provisions of the Original Agreement shall remain in full force and effect without modification. The parties hereby ratify and

confirm the terms and provisions of the Original Agreement as amended hereby. For point of clarification only, and not by way of limitation, the Renewal Option provisions set forth in paragraph 11 of the Original Agreement shall continue to be applicable for the term of this First Addendum.

**IN WITNESS WHEREOF** and intending to be legally bound hereby as of the date set forth in the first paragraph above, and the provisions hereof to take effect as of January 1, 2022, the undersigned, as authorized individuals of each party, have signed this document.

**THE BURGESS AND TOWN COUNCIL  
OF THE BOROUGH OF POTTSTOWN**

BY: \_\_\_\_\_ (SEAL)

\_\_\_\_\_  
Printed Name and Title

ATTEST: \_\_\_\_\_ (SEAL)

\_\_\_\_\_  
Printed Name and Title

**BOYERTOWN MULTI-SERVICE, INC.**

BY: *Rob Laubenheimer* (SEAL)

*Rob Laubenheimer, Executive Director*  
Printed Name and Title

ATTEST: *Melanie Wolf* (SEAL)

*Melanie Wolf, Executive Administrator*  
Printed Name and Title