

# City of Waltham

*Jeannette A. McCarthy*  
*Mayor*

CITY OF WALTHAM  
CITY CLERK'S OFFICE

2017 APR -6 A 11: 51

RECORDED

April 6, 2017

TO: The City Council  
RE: Agreement Stigmatine Fathers, Inc.

Dear Councillors:

Enclosed for approval, please find the Revival and Third Amendment to the May 11, 2016 Memorandum of Agreement between the City of Waltham and the Trustees of the Stigmatine Fathers, Inc. This extends the prior agreement until midnight on May 1, 2017.

Sincerely,

Jeannette A. McCarthy

JAM/ccb

Enclosure

cc: Attorney John B. Cervone  
Attorney Patricia A. Azadi

## Casey-Brenner, Colette

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**From:** Azadi, Pat  
**Sent:** Friday, March 31, 2017 4:34 PM  
**To:** Mayor  
**Subject:** Stigmatines - revival and third amendment  
**Attachments:** SKMBT\_60117033116320.pdf

Hi Mayor,

Attached please find a copy of the above-referenced agreement which has now been executed by Father White and Fr. Baldessari.

Sincerely,  
Pat

Revival of and Third Amendment to the May 11, 2016 Memorandum of Agreement between the City of Waltham and the Trustees of the Stigmatine Fathers, Inc.

This revival of and Third amendment to the May 11, 2016 Memorandum of Agreement is entered into by and between the City of Waltham, a municipal corporation and political subdivision of the Commonwealth of Massachusetts, acting by and through the Mayor ("the City") and the Trustees of the Stigmatine Fathers, Inc., a Massachusetts corporation formed under Chapter 180 of the Massachusetts General Laws ("the Stigmatines") whose mailing address is 554 Lexington Street, Waltham, Massachusetts 02453.

The parties hereto mutually agree that the May 11, 2016 Memorandum of Agreement is hereby revived and remains in effect as if it had never expired.

In accordance with the terms of said May 11, 2016 agreement, the parties wish to extend the Standstill Period, as defined in said agreement (and as previously extended by the First Amendment and Second Amendment thereto), until midnight, Monday, May 1, 2017. This written Revival and Third Amendment is intended to and does revive the original Memorandum of Agreement as if said May 11, 2016 agreement had not expired and adds a third amendment as identified in this paragraph and below.

The City and the Stigmatines have now agreed to and do, in addition to reviving the May 11, 2016 Memorandum of Agreement, also amend said Memorandum of Agreement by changing the extension period identified in Section 2.D. thereof (as amended by the First Amendment and Second Amendment) by deleting the words "to Friday, February 10, 2017." and inserting in place thereof the words "to Monday, May 1, 2017."

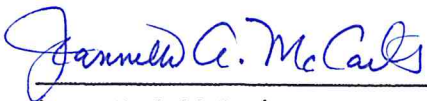
All other terms and conditions of the May 11, 2016 Memorandum of Agreement are revived and shall remain in full force and effect.

This Revival of and Third Amendment to the May 11, 2016 Memorandum of Agreement may be executed in any number of counterparts and all of such counterparts taken together shall be deemed to constitute one and the same instrument.

In witness whereof, the parties hereto have caused this Revival of and Third Amendment to the May 11, 2016 Memorandum of Agreement to be duly executed as a sealed instrument under the laws of the Commonwealth of Massachusetts and delivered this 31<sup>st</sup> day of March, 2017.

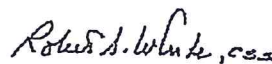
City of Waltham, by:

Trustees of the Stigmatine Fathers, Inc., by:

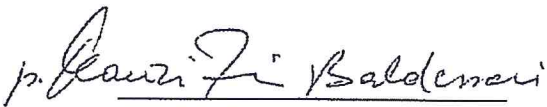


Jeannette A. McCarthy, Mayor 3/31/2017

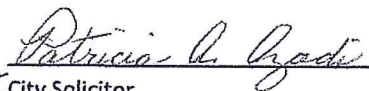
SUBJECT TO CITY  
COUNCIL APPROVAL



Reverend Robert S. White, CCS  
President

  
Most Rev. Fr. Maurizio Baldessari, CSS  
Superior General

Approved as to form only, not substance:

  
Asst. City Solicitor