

**AMENDMENT #1 TO AGREEMENT
COUNTY OF MONTEREY AND
THE SEA OTTER CLASSIC, INC., dba
THE SEA OTTER CLASSIC Sports Festival**

THIS AMENDMENT #1 is made to the Facility Use Agreement (AGREEMENT) dated December 22, 2016 for the utilization of the Laguna Seca Recreation Area Facility and other County Park property to promote and conduct an annual bicycle focused sports event the **County of Monterey Facility Use Agreement** by and between **THE SEA OTTER CLASSIC, INC., dba THE SEA OTTER CLASSIC Sports Festival** hereinafter “CONTRACTOR”, and the County of Monterey, a political subdivision of the State of California, hereinafter referred to as “County”; and

WHEREAS, the County and CONTRACTOR wish to amend the AGREEMENT to reflect an amendment to the County of Monterey Facility Use Agreement The Sea Otter Classic, Inc., dba The Sea Otter Classic Sports Festival.

NOW THEREFORE, the County and CONTRACTOR hereby agree to amend the AGREEMENT in the following manner:

1. Section II – Facility Use Dates and Term:

Due to cancellation caused by COVID-19 restrictions, the event dates for 2020 are revised as follows:

Original Dates: April 16, 2020 – April 19, 2020
Revised Dates: May 19, 2021 – May 23, 2021

2. Section III – Payment: As mutually agreed upon by both parties, the paid deposit of \$75,000 for 2020 shall be retained by County as a credit towards the 2021 facility fee of \$178,500. The remaining balance of \$103,500 is due and payable within three days prior to the event, per the terms of the original AGREEMENT.
3. Except as provided herein, all remaining terms, conditions and provisions of the AGREEMENT are unchanged and unaffected by this AMENDMENT and shall continue in full force and effect as set forth in the AGREEMENT.
4. A copy of the AMENDMENT #1 shall be attached to the original AGREEMENT dated December 22, 2016.

IN WITNESS WHEREOF, the parties have executed the AMENDMENT on the day and year written below.

COUNTY OF MONTEREY

THE SEA OTTER CLASSIC, INC.

DocuSigned by:
Michael R. Derr
367942E6F649429...
Contracts/Purchasing Officer

By: [Signature]
Signature of Chair, President, or
Vice-President

Dated: 11/9/2020 | 10:30 AM PST

FRANK JOHANNARD, PRESIDENT
Printed Name and Title

Approved as to Fiscal Provisions:
DocuSigned by:
Gary Giboney
D3834BFEC1D8449...
Deputy Auditor/Controller

Dated: 10/09/2020

Dated: 10/26/2020 | 3:56 PM PDT

By: [Signature]
(Signature of Secretary, Asst. Secretary, CFO,
Treasurer or Asst. Treasurer)*

Approved as to Liability Provisions:
DocuSigned by:
Leslie Girard
6B914A984C324B4...
Risk Management

FRANK JOHANNARD, CFO
Printed Name and Title

Dated: 10/23/2020 | 8:37 AM PDT

Dated: 10/09/2020

Approved as to Form:
DocuSigned by:
Marina Pantchenko
65EE9F1502BD412...
Deputy County Counsel

Dated: 10/26/2020 | 3:46 PM PDT

*INSTRUCTIONS: If CONTRACTOR is a corporation, including limited liability and non-profit corporations, the full legal name of the corporation shall be set forth above together with the signatures of two specified officers. If CONTRACTOR is a partnership, the name of the partnership shall be set forth above together with the signature of a partner who has authority to execute this Agreement on behalf of the partnership. If CONTRACTOR is contracting in an individual capacity, the individual shall set forth the name of the business, if any, and shall personally sign the Agreement.