

**AMENDMENT NO. 3 TO AGREEMENT
BETWEEN COUNTY OF MONTEREY AND URBAN PARKS CONCESSIONAIRES,
DBA MONTEREY LAKES RECREATION COMPANY**

THIS AMENDMENT NO. 3 to the Agreement between the County of Monterey, a political subdivision of the State of California (hereinafter, “County”) and Urban Parks Concessionaires, A California Corporation, DBA Monterey Lakes Recreation Company (hereinafter, “CONTRACTOR”) is hereby entered into between the County and the CONTRACTOR (collectively, the “Parties”) and effective as of the last date opposite the respective signatures below.

WHEREAS, CONTRACTOR entered into an Agreement with County on May 17, 2016 (hereinafter, “Agreement”) to provide lake resort management services at Lake San Antonio and Lake Nacimiento (hereinafter; “Services”); and

WHEREAS, Agreement was amended by the Parties on July 19, 2016 to extend the term through October 31, 2017; and

WHEREAS, Agreement was amended by the Parties on July 27, 2016 to add additional language to the Mutual Indemnification Provisions of the Agreement relating to Quagga Mussel inspections; and

WHEREAS, County has a continued need for Services at Lake San Antonio and Lake Nacimiento , to allow the County time to develop a Request for Proposals document for long-term resort management; and

WHEREAS, the Parties wish to further amend the Agreement to extend the term for two (2) additional years through October 31, 2019.

NOW, THEREFORE, for valuable consideration, the sufficiency of which is hereby acknowledged, County and CONTRACTOR agree as follows:

1. The term of this Agreement is from May 17, 2016 through October 31, 2019.
2. All other terms and conditions of the Agreement remain unchanged and in full force.
3. This Amendment No. 3 and all previous amendments shall be attached to the Agreement and incorporated therein as if fully set forth in the Agreement.
4. The recitals to this Amendment No. 3 are incorporated into the Agreement and this Amendment No. 3.

IN WITNESS WHEREOF the Parties hereto have executed this Amendment No. 3 to the Agreement which shall be effective as of the last date opposite the respective signatures below.

COUNTY OF MONTEREY

CONTRACTOR*

By: _____
Contracts/Purchasing Officer

Urban Parks Concessionaires,
dba Monterey Lakes Recreation Company
Contractor's Business Name

Date: _____

By: John W. Kroeberer
(Signature of Chair, President or Vice President)

Its: JOHN W. KROEBERER
(Print Name and Title)

Date: 6/13/17

**Approved as to Form and Legality
Office of the County Counsel**

By: Janet H. Pitts
(Signature of Secretary, Asst. Secretary, CFO,
Treasurer or Asst. Treasurer)

By: _____
Kelly L. Donlon
Deputy County Counsel

Its: Janet H. Pitts
(Print Name and Title)

Date: _____

Date: 6-14-17

Approved as to Fiscal Provisions

By: _____
Auditor/Controller

Date: _____

Approved as to Indemnity and Insurance Provisions

By: _____
Risk Management

Date: _____

*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.