

Hiedy Torres

From: John McCowen <mccowen@mendocinocounty.org>
Sent: Wednesday, September 6, 2017 5:23 PM
To: Hiedy Torres
Cc: Christopher J. Neary; Mitch Stogner
Subject: Fwd: RE: Amendment to License Agreement
Attachments: RE: Amendment to License Agreement (48.5 KB)

Hi, Hiedy,

Please see the attachment for a draft amendment to the License Agreement for the rail trail with the City of Ukiah. Provided the current application is successful, the City will be seeking funding for a fourth and final phase of the rail trail within the city limits. For that reason, it seems to make sense to extend the License Agreement an additional 10 years so that a subsequent amendment will be unnecessary. Unless Chris or Mitch have any questions I think this may be ready for the Sept. 13 agenda. Thank you.

John

AMENDMENT NUMBER 1

TO

LICENSE AGREEMENT

THIS AMENDMENT NUMBER 1 (“AMENDMENT NO. 1”) TO THE LICENSE AGREEMENT (“Agreement”), dated June 18, 2014, between the North Coast Railroad Authority, a public agency formed pursuant to Government Code Section 93000 et seq. (“NCRA”) and the City of Ukiah, a municipal public entity (“City”).is made and shall become effective on _____, 2017 (“Effective Date”). There has been no other amendment to the Agreement. Except as expressly amended by this Amendment No. 1, all other terms and conditions of the Agreement shall remain in full force and effect between the parties.

Section 4 of the Agreement is amended to read as follows:

4. The term of this Agreement shall be thirty-five (35) years (the “Term”) commencing on August 1, 2014 (“the Commencement Date”), and, unless sooner terminated or extended as herein provided, shall terminate on August 1, 2049.

IN WITNESS WHEREOF, the parties have executed this Amendment No. 1 as of the Effective Date.

NORTH COAST RAILROAD

CITY OF UKIAH:

AUTHORITY:

By: _____

By: _____

Name: _____

Name: _____

It's: _____

It's: _____

Date: _____

Date: _____