

# MARIPOSA COUNTY

County Counsel • (209) 966-3222



## **RESOLUTION - ACTION REQUESTED 2016-192**

MEETING: April 26, 2016

TO: The Board of Supervisors

FROM: Steve Dahlem, County Counsel

RE: Second Amendment to Sub-License Agreement Between County of Mariposa and Coulterville Community Club

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### **RECOMMENDATION AND JUSTIFICATION:**

Approve a Second Amendment to Sub-License Agreement Between the County of Mariposa and Coulterville Community Club for Sub-License of Real Property Commonly Known as the Coulterville Community School and Parking Area for One Year, and Authorize the Board of Supervisors Chair to Sign the Amendment.

### **BACKGROUND AND HISTORY OF BOARD ACTIONS:**

In 1996 the County entered into a Sub-License Agreement with the Coulterville Community Club for use of the real property known as the Coulterville Community School and parking area.

In 2006 the Board took action to authorize the Chairman of the Board to sign an Amendment to the License Agreement for an additional ten year term.

### **ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:**

#### **FINANCIAL IMPACT:**

**\$2,000 per year is budgeted in the Facilities Maintenance Budget.**

#### **ATTACHMENTS:**

CCC-public agt amend-2 (DOC)

Sub-License Agt & Amendment 1-CCC (PDF)

#### **CAO RECOMMENDATION**

Requested Action Recommended

  
Mary Hodson, CAO 4/20/2016

**RESULT: ADOPTED BY CONSENT VOTE [UNANIMOUS]**

**MOVER:** Marshall Long, District III Supervisor

**SECONDER:** Kevin Cann, District IV Supervisor

**AYES:** Smallcombe, Jones, Long, Cann, Carrier

**SECOND AMENDMENT TO SUB-LICENSE AGREEMENT**

**THIS SECOND AMENDMENT TO SUB-LICENSE AGREEMENT** is made and entered into this 26<sup>th</sup> day of April, 2016, by and between the County of Mariposa, a political subdivision of the State of California, hereinafter referred to as "**Licensor**", and the Coulterville Community Club, hereinafter referred to as "**Licensee**".

**WHEREAS**, the **Licensor** and **Licensee** have heretofore entered into an Agreement dated November 30, 1996, wherein **Licensor** agreed to allow **Licensee** to use the Premises under a Sub-License Agreement; and

**WHEREAS**, **Licensor** and **Licensee** entered into an Amendment to Sub-License Agreement on May 24, 2006 extending the term of the Agreement for an additional ten (10) years to April 30, 2016; and

**WHEREAS**, **Licensor** and **Licensee** desire to further amend said Agreement to further extend the term of the Sub-License Agreement for a period of one (1) year commencing on May 1, 2016 and expiring on April 30, 2017;

**NOW, THEREFORE**, the parties hereto in consideration of the mutual covenants herein recited, hereby agree as follows:


1. Paragraph 1 of the Sub-License Agreement is hereby amended to further extend the term of the Sub-License Agreement for one (1) year commencing on May 1, 2016 and continuing through April 30, 2017. The balance of paragraph 1 of the original Sub-License Agreement shall remain unchanged

2. Except as herein amended, the Sub-License Agreement dated November 30, 1996 and the Amendment to Sub-License Agreement dated May 24, 2006 shall remain in full force and effect.

IN WITNESS WHEREOF, the parties have caused this Second Amendment to be executed on the date first above written.

**COUNTY OF MARIPOSA:**


**COULTERVILLE COMMUNITY CLUB:**

  
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JOHN CARRIER, Chairman  
Mariposa County Board of Supervisors

  
\_\_\_\_\_  
Michael Kambler, President

**ATTEST:**

**APPROVED AS TO FORM:**

  
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RENE LAROCHE  
Clerk of the Board

  
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STEVEN W. DAHLEM  
County Counsel

ACCOUNT DATA: