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AMENDMENT NO. 1
to the AGREEMENT by and between the
SANTA CLARA STADIUM AUTHORITY, CITY OF SANTA CLARA, and
the CITIES OF CAMPBELL, GILROY, LOS ALTOS, MILPITAS, MORGAN HILL,
MOUNTAIN VIEW and PALO ALTO, and the TOWN OF LOS GATOS
FOR INDEMNITY

PREAMBLE

This agreement ("Amendment No. 1") is by and between the Santa Clara Stadium Authority, a Joint Powers Authority, with its primary business address at 1500 Warburton Avenue, Santa Clara, California 95050 ("Authority"), the City of Santa Clara, a chartered municipal corporation, located at 1500 Warburton Avenue, Santa Clara, California 95050 ("Santa Clara"), the City of Campbell, a municipal corporation, located at 70 N. First Street, Campbell, California 95008 ("Campbell"), the City of Gilroy, a chartered municipal corporation, located at 7351 Rosanna St., Gilroy, California 95020 ("Gilroy"), the City of Los Altos, a municipal corporation, located at 1 N. San Antonio Road, Los Altos, California 94022 ("Los Altos"), the City of Milpitas, a municipal corporation, located at 455 E. Calaveras Blvd., Milpitas, California 95035 ("Milpitas"), the City of Morgan Hill, a municipal corporation, located at 17575 Peak Ave., Morgan Hill, California 95037 ("Morgan Hill"), the City of Mountain View, a chartered municipal corporation, located at 500 Castro St., Mountain View, California 94039 ("Mountain View"), the City of Palo Alto, a chartered municipal corporation, located at 250 Hamilton Ave., Palo Alto, California 94301 ("Palo Alto"), and the Town of Los Gatos, located at 110 E. Main St., Los Gatos, California 95030 ("Los Gatos") (Campbell, Gilroy, Los Altos, Milpitas, Morgan Hill, Mountain View, Palo Alto, and Los Gatos may be collectively referred to herein as "Agencies" and individually as an "Agency"). Authority, Santa Clara and Agency may be referred to individually as a "Party" or collectively as the "Parties" to this Amendment No. 1."

RECITALS

- A. The Parties previously entered into an agreement entitled "AGREEMENT by and between the SANTA CLARA STADIUM AUTHORITY, CITY OF SANTA CLARA, and the CITIES OF CAMPBELL, GILROY, MILPITAS, MORGAN HILL, MOUNTAIN VIEW and PALO ALTO, and the TOWN OF LOS GATOS FOR INDEMNITY", dated December 17, 2013 and an agreement entitled "AGREEMENT by and between the SANTA CLARA STADIUM AUTHORITY, CITY OF SANTA CLARA, and the CITY OF LOS ALTOS FOR INDEMNITY", dated January 7, 2014 (the "Original Agreement"); and
- B. The Parties entered into the Original Agreement for the purpose of clarifying responsibilities by the Parties regarding per diem reserve officers ("double badged officers") for events taking place at Levi's Stadium and surrounding areas, and the Parties now wish to amend the Original Agreement to extend the term of that Original Agreement.

The Parties agree as follows:

AGREEMENT PROVISIONS

1. AMENDMENT PROVISIONS

That Section 4 of the Original Agreement, entitled "Term of Agreement" is hereby amended to read as follows:

"The term of this Agreement shall commence upon execution by the Parties and shall terminate June 30, 2019, unless terminated sooner or extended in whole or in part as provided for herein."

2. TERMS

All other terms of the Original Agreement which are not in conflict with the provisions of this Amendment No. 1 shall remain unchanged in full force and effect. In case of a conflict in the terms of the Original Agreement and this Amendment No. 1, the provisions of this Amendment No. 1 shall control.

3. COUNTERPART/FACSIMILE SIGNATURE

This Agreement may be executed in counterparts, each of which shall be deemed to be an original, but both of which shall constitute one and the same instrument; and, the Parties agree that signatures on this Agreement, including those transmitted by facsimile, shall be sufficient to bind the Parties.

The Parties acknowledge and accept the terms and conditions of this Amendment No. 1 as evidenced by the following signatures of their duly authorized representatives. The Effective Date is the date that the final signatory executes the Agreement. It is the intent of the Parties that this Amendment No. 1 shall become operative on the Effective Date.

CITY OF SANTA CLARA, CALIFORNIA

a chartered California municipal corporation

APPROVED AS TO FORM:

RICHARD E. NOSKY, JR.

City Attorney

ATTEST:

ROD DIRIDON, JR.

City Clerk

Dated:

1: 4-28-2016

RAJEEV BATRA

Acting City Manager

1500 Warburton Avenue

Santa Clara, CA 95050

Telephone:

(408) 615-2210

Fax:

(408) 241-6771

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SANTA CLARA STADIUM AUTHORITY

a Joint Powers Authority

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By: Famel Fuelt Laurel Prevetti, Town Manager Approved as to Form: Robert Schultz, Town Attorney APPROVED AS TO FORM:	"LOS GATOS"
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Approved as to Form: GARY M. BAUM Interim City Attorney	CITY OF MORGAN HILL a California general law municipal corporation By: STEVE RYMER Its: City Manager

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Town of Los Gatos	
By: Laurel Prevetti, Town Manager	
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Interim City Attorney	Its: City Manager

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By:	
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Interim City Attorney	its. City Manager

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	APPROVED AS TO FORM			
	By: Assistant City Attorney City of Palo Alto	"PALO AL	TO"	
	City of Los Altos		Approved as to Form:	
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Assistant City Attorney	
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James Keene	Dennis Burns
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