

**Third Amendment to Lease for Public Park
Between the City of Coachella
And
Armtec Defense Technologies**

1. Parties And Date.

This Third Amendment to the Lease for Public Park ("Third Amendment") is made and entered into this 23rd day of June, 2021 by and between the City of Coachella ("Lessee") and Armtec Defense Products Co., ("Lessor"). Lessee and Lessor are sometimes individually referred to as "Party" and collectively as "Parties" in this Second Amendment.

2. Recitals.

2.1 Lease. Lessee and Lessor entered into that certain Lease For Public Park dated October 8, 2008 and Amended on May 25, 2011 and July 13, 2016("Lease"), whereby Lessor is the owner of certain real property (the "Premises") described by Exhibit "A" attached to the Lease.

2.2 Amendment. Lessee desires to lease the Premises from Lessor for purposes of constructing and operating a public park, and Lessor desires to lease the Premises to Lessee on the terms and conditions set forth in the Lease and in this Third Amendment.

2.3 Amendment. Lessee and Lessor desire to amend the Lease for the third time to amend the following terms of the Lease: extend the term of the Lease.

3. Amendments.

3.1 Term of Lease. Section 4.2 of the Lease are hereby deleted in their entirety and replaced with the following:

4.2 Extension of Term. Following the expiration of the Extended Term (as defined in the Lease), unless and until Lessee or Lessor delivers a Notice of Termination in accordance with the definition and provisions below, the term of this Lease shall be extended for an additional five (5) year period, beginning on May 31, 2016 and expiring on May 30, 2026 (the "Extended Term")."

3.2 Continuing Effect of Agreement. Except as amended by this Third Amendment, all provisions of the Lease shall remain unchanged and in full force and effect. From and after the date of this Third Amendment, whenever the term "Lease" appears in the Lease, it shall mean the Lease as amended by this Third Amendment.

3.3 Adequate Consideration. The Parties hereto irrevocably stipulate and agree that they have each received adequate and independent consideration for the performance of the obligations they have undertaken pursuant to this Third Amendment.

3.4 Counterparts. This Third Amendment may be executed in duplicate originals, each of which is deemed to be an original, but when taken together shall constitute but one and the same instrument.

IN WITNESS WHEREOF, the parties have executed this Third Amendment as of the date first written above.

LESSEE:

THE CITY OF COACHELLA
A California municipal corporation

By: _____
Dr. Gabriel D. Martin, City Manager

Attest:

By: _____
Angela M. Zepeda, City Clerk

Approved as to Form:

By: _____
Carlos L. Campos, City Attorney

LESSOR:

Armtec Defense Products Co.
a California Corporation

By: _____
President

