

FIRST AMENDMENT TO AGREEMENT

This FIRST AMENDMENT TO USE AGREEMENT is dated for identification this 21st day of May 2024 and amends that certain Use Agreement dated July 1, 2023, made by and between the Town of Los Gatos, ("Town,") and the Los Gatos-Saratoga Community Education and Recreation ("LGSR") identified as a Joint Powers Authority and whose address is 208 E. Main Street, Los Gatos, CA 95030.

RECITALS

- A. Town and LGSR entered into a Use Agreement on July 1, 2023, ("Agreement"), a copy of which is attached hereto and incorporated by reference as Exhibit A to this Amendment.
- B. Town desires to amend the Agreement to extend the term and to increase the annual use fee of the Agreement.

AMENDMENT

1. Section 2.3 Term of Agreement is amended to read:

The Agreement will remain in effect from July 1, 2023, to June 30, 2025, with eight additional optional one-year extensions remaining. The Town Manager is authorized to approve future amendments extending the term of this Agreement for up to eight additional one-year extensions.

2. Section 2.4 Annual Use Fee is amended to read as follows:

Beginning July 1, 2024, LGSR shall pay \$16,042.50. The Annual Use Fee shall be considered full and fair compensation for use of the Premises for those days and times on the approved Annual Schedule.

3. All other terms and conditions of the Agreement remain in full force and effect.

ATTACHMENT 1

IN WITNESS WHEREOF, the Town and Consultant have executed this Amendment.

Town of Los Gatos:

Approved as to Consent:

Laurel Prevetti, Town Manager

Nancy Rollett, Executive Director

Department Approval:

Nicolle Burnham
Director of Parks and Public Works

Approved as to Form:

Attest:

Gabrielle Whelan, Town Attorney

Wendy Wood, CMC, Town Clerk