RESOLUTION - ACTION REQUESTED 2016-191

MEETING: April 26, 2016

TO: The Board of Supervisors

FROM: Steve Dahlem, County Counsel

RE: Second Amendment to License Agreement for Coulterville Community School & Parking Area

RECOMMENDATION AND JUSTIFICATION:
Approve a Second Amendment to License Agreement Between the Mariposa County Unified School District and the County of Mariposa for License of Real Property Commonly Known as the Coulterville Community School and Parking Area, and Authorize the Board of Supervisors Chair to Sign the Amendment.

Amendment #01 to License Agreement will expire on April 30, 2016. If approved, this Second Amendment will become effective on May 1, 2016 and continue through April 30, 2017.

BACKGROUND AND HISTORY OF BOARD ACTIONS:
The School District and County entered into a License Agreement in 1996. Amendment #01 to License Agreement was entered into on March 22, 2006 to extend the duration of the License Agreement.

ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:

FINANCIAL IMPACT:
None

ATTACHMENTS:
CCC-2nd amendment license agt 2016 (DOC)
Coulterville Community School License Agt & Amendment 1 (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 LICENSE AGREEMENT

THIS SECOND AMENDMENT TO LICENSE AGREEMENT is made and entered into this 26th day of April, 2016, by and between the Mariposa County Unified School District, hereinafter referred to as “Licensor”, and the County of Mariposa, a political subdivision of the State of California, hereinafter referred to as “Licensee”.

WHEREAS, Licensor and Licensee have heretofore entered into a License Agreement dated June 16, 1996, wherein Licensor agreed to allow Licensee to use certain real property commonly known as the Coulterville Community School and parking area (“Premises”), as more fully described in the License Agreement; and

WHEREAS, Licensor and Licensee have heretofore entered into Amendment #01 to License Agreement dated January 30, 2006 which extended the duration of the License Agreement to April 30, 2016; and

WHEREAS, Licensor and Licensee desire to amend said License Agreement to further extend the duration of the License Agreement;

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

1. Paragraph 1, “DURATION”, is hereby further amended to provide that Licensor hereby licenses to Licensee use of the Premises commencing May 1, 2016 and continuing through June 30, 2017.

2. Except as herein amended, the License Agreement dated June 16, 1996 and Amendment #01 to License Agreement dated January 30, 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.

LICENSOR:

[Signature]
ROBIN HOPPER, Superintendent
Mariposa Unified School District

LICENSEE:

[Signature]
JOHN CARRIER, Chairman
Mariposa County Board of Supervisors

ATTEST:

[Signature]
RENE LAROCHE
Clerk of the Board

APPROVED AS TO FORM:

[Signature]
STEVEN W. DAHLEM
County Counsel