

THIRD AMENDMENT TO AGREEMENT
FOR THE OPERATION OF THE
OAK PARK TENNIS COMPLEX

Attachment A

THIS THIRD AMENDMENT to the Agreement between the City of Stockton (City) and Peter Juarez (PROFESSIONAL) is made March 1, 2015, and amends the Agreement between the parties dated April 21, 2009.

Recitals

City and PROFESSIONAL entered into an Agreement by which PROFESSIONAL agreed to operate the Oak Park Tennis Complex.

The term of that Agreement, as described in Section 1 of the Agreement, grants the PROFESSIONAL the exclusive right and privilege to operate the Complex from April 1, 2009 to March 31, 2012. The Agreement also provided the PROFESSIONAL two (2), one (1) year options to renew the Agreement. The parties amended that agreement for one (1) additional year of operation for a total of three (3) one-year options to renew. That second option terminates on March 31, 2015.

City is amending this portion of the agreement to grant for an additional fourth one (1) additional year of operation to the PROFESSIONAL. This additional year will allow the Agreement to terminate on March 31, 2016.

NOW, THEREFORE, in consideration of the mutual promises expressed below, the parties agree as follows:

1. Section 1 of the Agreement (Term) is amended to read as follows:

"CITY hereby grants to PROFESSIONAL, the exclusive right and privilege to operate the COMPLEX for a three (3) year period commencing on April 1, 2009, and terminating on March 31, 2012. PROFESSIONAL shall have four (4), one (1) year options to renew the contract. The option to renew shall be made by written request of PROFESSIONAL ninety (90) days prior to the expiration of the Agreement and is subject to CITY's acceptance that PROFESSIONAL's performance is satisfactory and determines that renewal will be in the best interest of the CITY."

2. This amendment will go into effect March 1, 2015.
3. In all other respects, the terms and conditions of the Agreement are to continue in full force and effect.

ATTEST:

CITY OF STOCKTON

BONNIE PAIGE
City Clerk of the City of Stockton

BY: _____
KURT WILSON
City Manager

APPROVED AS TO FORM:
JOHN LUEBBERKE
CITY ATTORNEY

PROFESSIONAL

BY: _____

PETER JUAREZ