

**AMENDMENT NUMBER ONE
TO MEMORANDUM OF UNDERSTANDING
(Tahoe City Golf Course)**

This Amendment Number One (“Amendment”) to Memorandum of Understanding (Tahoe City Golf Course) is entered into on this ____ day of January 2019 (“Amendment Effective Date”), by and between the TAHOE CITY PUBLIC UTILITY DISTRICT, a body politic, and governmental entity (“TCPUD”), COUNTY OF PLACER, a political subdivision of the State of California (“COUNTY”), TRUCKEE TAHOE AIRPORT DISTRICT, a body politic, and governmental entity (“TTAD”), and the NORTH LAKE TAHOE RESORT ASSOCIATION, a California nonprofit public benefit corporation (“NLTRA”). TCPUD, COUNTY, TTAD and NLTRA may be referred to herein individually as “PARTY” or jointly as “PARTIES” as the context requires.

RECITALS

- A. WHEREAS, in March 2012, the Parties entered into and executed that certain Memorandum of Understanding to agree upon the terms and conditions upon which they would jointly fund acquisition of the real property comprising the Tahoe City Golf Course (“PROPERTY”), hold title to the PROPERTY, provide for use and operation of the PROPERTY and plan for the future use and operation of the PROPERTY, a copy of which is attached hereto as Exhibit “A” and incorporated herein (“MOU”).
- B. WHEREAS, the PARTIES intended for the MOU to set forth each PARTY’S expectations and goals but was not intended to be, nor is it, a legally binding document.
- C. WHEREAS, in Article V of the MOU, the PARTIES agreed that TCPUD would operate and maintain the PROPERTY until the PARTIES mutually agree otherwise in writing and that TCPUD intends to operate and maintain the PROPERTY as a golf course, with other potential compatible uses, for the first five (5) years following acquisition and the PARTIES further agreed that thereafter they would meet and confer and negotiate in good faith for the uses and operation of the PROPERTY beyond such five (5) year, or longer, period.
- D. WHEREAS, the PARTIES have met and conferred and have agreed that TCPUD will operate and maintain the PROPERTY through at least March 31, 2020.
- E. WHEREAS, the PARTIES desire to amend the MOU to reflect such agreement.

AGREEMENT

NOW, THEREFORE, in consideration of the mutual promises made herein, which the PARTIES agree are valuable consideration, the PARTIES agree as follows:

1. Definitions. Capitalized terms used and not defined in this Amendment have the respective meanings assigned to them in the MOU.

2. Amendment to MOU. As of the Amendment Effective Date, the MOU is hereby amended or revised as follows:

2.1. The last paragraph of Article V of the MOU shall be revised to read as follows,

B. The PARTIES agree that TCPUD shall operate and maintain the PROPERTY as set forth in Article V.A. above, through March 31, 2020. No later than December 31, 2019, the PARTIES shall meet and confer and negotiate in good faith for the uses and operation of the PROPERTY beyond March 31, 2020.

3. Miscellaneous. Except as specifically amended by this Amendment Number One, all terms and conditions of the MOU shall remain unchanged and in full force and effect.

WHEREFORE, the PARTIES by their signatures below enter into this Amendment on the date first set forth above.

TAHOE CITY PUBLIC UTILITY DISTRICT,

Date

COUNTY OF PLACER,

Date

TRUCKEE TAHOE AIRPORT DISTRICT,

Date

NORTH LAKE TAHOE RESORT ASSOCIATION,

Date