

**AMENDMENT NO. 1 to  
THE CLEAN, SAFE CREEKS AND NATURAL FLOOD PROTECTION PROGRAM  
AGREEMENT NO. A3710R**

**Between the Santa Clara Valley Water District  
And the City of Gilroy**

WHEREAS, the parties desire to amend the Clean, Safe Creeks and Natural Flood Protection Program Comprehensive Stewardship Grant Program Agreement Between the Santa Clara Valley Water District (District) and City of Gilroy (Grantee), Agreement No. A3710R (Agreement) dated January 29, 2014 in order to revise the Agreement Term; and

WHEREAS, the Agreement provides for the Grantee to receive \$190,000 in 2013 Comprehensive Stewardship Grant Program funding for the Ronan Channel Interim Trail Project – Phase I (Project); and

WHEREAS, the District and Grantee entered into 2013 Comprehensive Stewardship Grant Agreement on January 29, 2014, providing for Project funding. This initial term of Agreement expires on June 30, 2016, at which time, the Project will not be completed; and

WHEREAS, the Agreement provides that the grant funds are to be spent on constructing the Ronan Channel Interim Trail Project – Phase I; and

WHEREAS, due to challenges in design consultant staff change, necessary PG&E service connection and in regulatory permitting, the Grantee was delayed in completing the Project and an extension of the term of the Agreement is therefore necessary; and

WHEREAS, the parties agree that an eighteen month extension of the term of the Agreement is necessary in order to complete the Project and it is in the public's best interest to do so.

NOW, THEREFORE, in consideration of the mutual promises and agreements contained herein and notwithstanding anything to the contrary in the Agreement, Grantee and District hereby agree as follows:

1. Section 2. General Provisions H. Agreement Term. is hereby revised to replace the current expiration date of June 30, 2016 with December 31, 2017.
2. Appendix B to the Agreement, Project Schedule, is amended to revise the schedule as set forth in Revised Appendix B, Project Schedule, attached hereto and incorporated herein by this reference.
3. If the Project is not completed by the revised expiration date of the Agreement as stated in this Amendment No. 1, Grantee shall refund any and all reimbursed grant funds from the District, originating from January 29, 2014.
4. All other terms and conditions of the Agreement not revised as stated herein remain in full force and effect.

**AMENDMENT NO. 1 to  
THE CLEAN, SAFE CREEKS AND NATURAL FLOOD PROTECTION PROGRAM  
AGREEMENT NO. A3710R**

IN WITNESS WHEREOF, the parties have executed this Amendment No. 1 to Agreement No. A3710R and agree its term commences on date signed below.


**SANTA CLARA VALLEY WATER DISTRICT**

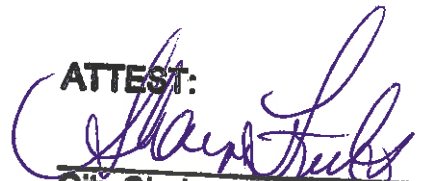
 6/23/16  
Norma J. Camacho      Date  
Interim Chief Executive Officer  
Santa Clara Valley Water District

**CITY OF GILROY**

 6/21/16  
Gabriel A. Gonzalez      Date  
City Administrator  
City of Gilroy

Approved as to form:

 6/6/2016  
Jolie Houston      Date  
Assistant City Attorney  
Acty

**ATTEST:**  
  
City Clerk

**AMENDMENT NO. 1 to  
THE CLEAN, SAFE CREEKS AND NATURAL FLOOD PROTECTION PROGRAM  
AGREEMENT NO. A3710R**

**REVISED APPENDIX B**

**PROJECT SCHEDULE**

**Ronan Channel Interim Trail Project –Phase I**

<b>Item</b>	<b>Start Date</b>	<b>Duration</b>	<b>End Date</b>
Task 1 -Design	-		Completed 6/30/16
Task 2 - Bid/Award	7/1/16	3 months	10/3/16
Task 3 - Construction	10/4/16	12 months	10/4/17
Task 4 - Close out	10/5/17	3 months	12/31/17

**THIS PAGE INTENTIONALLY LEFT BLANK**