



Contract Number

95-908 A3

SAP Number

San Bernardino County Flood Control District

Department Contract Representative
Telephone Number

Terry W. Thompson, Director
(909) 387-5000

Contractor
Contractor Representative
Telephone Number
Contract Term
Original Contract Amount
Amendment Amount
Total Contract Amount
Cost Center
GRC/PROJ/JOB No.
Internal Order No.
Grant Number (if applicable)

City of Victorville

(760) 955-5000

10/17/1995 – 12/31/35

\$0.00

\$0.00

\$0.00

1940002532

38002910

IT IS HEREBY AGREED AS FOLLOWS:

WHEREAS, San Bernardino County Flood Control District ("DISTRICT"), and City of Victorville's ("LICENSEE") predecessor-in-interest, Victorville Sanitary District, as licensee, have previously entered into a License Agreement, Contract No. 95-908 dated October 17, 1995 and as amended on November 1, 2005 (the "First Extended Term") and as amended on October 6, 2015 (the "Second Extended Term") (Collectively, "the License") wherein LICENSEE agreed to license certain real property from the DISTRICT; and,

WHEREAS, DISTRICT and LICENSEE now desire to amend the License to reflect a permitted month-to-month holdover of a total of two and one half (2½) months from October 17, 2025 through December 31, 2025, with DISTRICT's express consent, and following said holdover, to reflect LICENSEE's exercise of the third of four ten-year options to extend the license term until December 31, 2035 (the "Third Extended Term"); update the license agreement to DISTRICT standard language and amend certain other terms of the License as more specifically set forth in this amendment ("Third Amendment").

NOW, THEREFOR, in consideration of mutual covenant and conditions, the parties hereto agree the License Agreement, Contract No. 95-908 is amended as follows:

1. Pursuant to **Paragraph 13 HOLDING OVER**, LICENSEE shall, with DISTRICT'S express consent granted herein, use the Premises on a month-to-month holdover term for a total of two and one half (2½) months for the period of October 17, 2025 through December 31, 2025.

2. Effective January 1, 2026, pursuant to LICENSEE's exercise of its option to extend in **Paragraph 3, OPTION TO EXTEND TERM**, DELETE in its entirety the existing **Paragraph 2, TERM**, and SUBSTITUTE

therefore the following as a new **Paragraph 2, TERM:**

2. **TERM:** This License shall be extended for an additional period of ten (10) years, from January 1, 2026 through December 31, 2035 unless earlier terminated in accordance with the terms of this Lease (the "Third Extended Term").

3. This Third Amendment may be executed in any number of counterparts, each of which so executed shall be deemed to be an original, and such counterparts shall together constitute one and the same Third Amendment. The parties shall be entitled to sign and transmit an electronic signature of this Third Amendment (whether by facsimile, PDF, or other email transmission), which signature shall be binding on the party whose name is contained therein. Each party providing an electronic signature agrees to promptly execute and deliver to the other party an original signed Third Amendment upon request.

4. All other provisions and terms of the Lease shall remain the same and are hereby incorporated by reference. In the event of conflict between the License and this Third Amendment, the provisions and terms of this Third Amendment shall control.

[REMAINDER OF THIS PAGE LEFT BLANK INTENTIONALLY]

SAN BERNARDINO COUNTY FLOOD CONTROL DISTRICT

►

Dawn Rowe, Chair, Board of Supervisors

Dated: _____
SIGNED AND CERTIFIED THAT A COPY OF THIS
DOCUMENT HAS BEEN DELIVERED TO THE
CHAIRMAN OF THE BOARD

Lynna Monell, Clerk of the Board

By _____
Deputy

CITY OF VICTORVILLE

(Print or type name of corporation, company, contractor, etc.)

By ► _____
(Authorized signature - sign in blue ink)

Name Keith C. Metzler
(Print or type name of person signing contract)

Title City Manager
(Print or Type)

Dated: _____

Address 14343 Civic Dr.
Victorville, CA 92392

CITY OF VICTORVILLE

(Print or type name of corporation, company, contractor, etc.)

By ► _____
(Authorized signature - sign in blue ink)

Name Andre de Bortnowsky
(Print or type name of person signing contract)

Title City Attorney

Dated: _____

CITY OF VICTORVILLE

(Print or type name of corporation, company, contractor, etc.)

By ► _____
(Authorized signature - sign in blue ink)

Name Sandra Bostick
(Print or type name of person signing contract)

Title Risk Manager

Dated: _____

FOR COUNTY USE ONLY

Approved as to Legal Form

►
John Tubbs II, Deputy County Counsel

Date _____

Reviewed for Contract Compliance

►

Date _____

Reviewed/Approved by Department

►
John Gomez, Real Property Manager, RESD

Date _____