

## AMENDMENT TO LICENSE AGREEMENT

### YGNACIO VALLEY OVERCROSSING

This Amendment to License Agreement (“AMENDMENT”) is entered into as of April 1, 2022 (“Effective Date”), by and between CONTRA COSTA COUNTY, a political subdivision of the State of California (“COUNTY”), and the CITY OF WALNUT CREEK, a municipal corporation (“CITY”).

#### RECITALS

- A. COUNTY and CITY entered into a License Agreement, dated April 1, 1997, (“AGREEMENT”) to allow CITY to use the Property for the construction, reconstruction, maintenance, and use of the Bridge – a bicycle and pedestrian overcrossing structure above Ygnacio Valley Road. The original term of the AGREEMENT was for 25 years.
- B. COUNTY and CITY desire to extend the term of the AGREEMENT by an additional 25 years, without making any further changes to the AGREEMENT terms.

#### AGREEMENT

NOW, THEREFORE, the Parties agree to amend the AGREEMENT, as follows

1. **Term Extension.** Pursuant to the term extension permitted under Section 1 (Term) of the AGREEMENT, the termination date of the AGREEMENT is extended by 25 years, from April 1, 2022, to a new termination date of March 31, 2047. The Parties agree that all references to the term of the AGREEMENT shall mean the uninterrupted period commencing April 1, 1997, end ending March 31, 2047.
2. **Acknowledgements.** The Parties agree and acknowledge that the term extension has been the subject of mutual efforts since the expiration date of March 31, 2022, and the CITY’s use of the Property has continued since that time. The Parties further agree that all capitalized terms used and not defined in this AMENDMENT shall have the same meanings ascribed to the terms in the AGREEMENT.
3. **Remainder Unchanged.** Except to the extent modified by this AMENDMENT, the AGREEMENT remains unchanged and in full force and effect.

[Remainder of page left blank. Signatures on next page.]

IN WITNESS WHEREOF the Parties have executed this AMENDMENT as of the Effective Date first written above.

**CONTRA COSTA COUNTY**

**CITY OF WALNUT CREEK**

\_\_\_\_\_  
Brian M. Balbas  
Public Works Director

\_\_\_\_\_  
*Matt Francois*  
Matt Francois,  
Mayor  
City of Walnut Creek

Recommended for Approval:

*Jessica L. Dillingham*  
\_\_\_\_\_  
Jessica L. Dillingham  
Principal Real Property Agent

*Mark apHugh*  
\_\_\_\_\_  
Mark apHugh  
Associate Real Property Agent