



RESOLUTION No. 17-497

OF THE BOARD OF SUPERVISORS OF THE COUNTY OF NEVADA

RESOLUTION AUTHORIZING THE EXECUTION OF AMENDMENT NO. 1 TO GRANT AGREEMENT BETWEEN COUNTY OF NEVADA AND CITY OF NEVADA CITY PERTAINING TO RECREATION MITIGATION FUNDING

WHEREAS, on May 24, 2016, the Board of Supervisors approved a grant agreement with the City of Nevada City to allocate \$21,780 in Recreation Mitigation Funding to the Pioneer Park Picnic Area Improvement project per Resolution 16-205; and

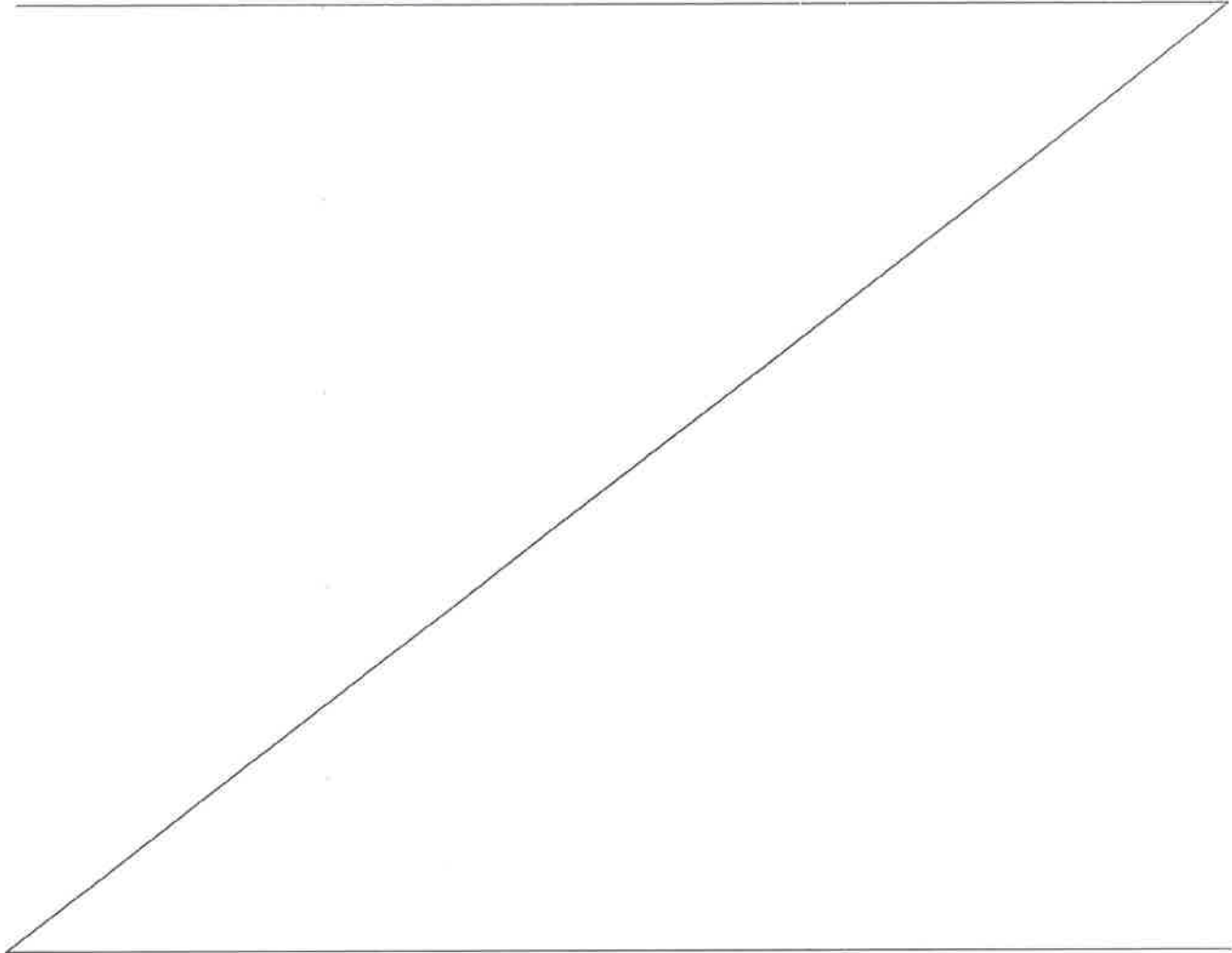
WHEREAS, the expiration date for the Pioneer Park Picnic Area Improvement project grant agreement is on October 12, 2017; and

WHEREAS, the City of Nevada City needs additional time to complete the Pioneer Park Picnic Area Improvement project; and

WHEREAS, the City of Nevada City is requesting an additional twelve months beyond the expiration date of October 12, 2017, to complete the Pioneer Park Picnic Area Improvement project; and

WHEREAS, there is sufficient budget available to complete this project in budget code 1626-70101-325-1000/532200.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Board of Supervisors of the County of Nevada, State of California, approve Amendment No. 1 to the grant agreement between County of Nevada and City of Nevada City and authorizes the Chair of the Board of Supervisors to execute on behalf of Nevada County Amendment No. 1 to the grant agreement.



PASSED AND ADOPTED by the Board of Supervisors of the County of Nevada at a regular meeting of said Board, held on the 26th day of September, 2017, by the following vote of said Board:

- Ayes: Supervisors Heidi Hall, Edward Scofield, Dan Miller, Hank Weston and Richard Anderson.
- Noes: None.
- Absent: None.
- Abstain: None.

ATTEST:

JULIE PATTERSON HUNTER
Clerk of the Board of Supervisors

By: 


Hank Weston, Chair

9/26/2017 cc: Planning*
AC* (Hold)

9/28/2017 cc: Planning*
AC* (Release)
Nevada City

**FIRST AMENDMENT TO GRANT AGREEMENT BETWEEN COUNTY OF NEVADA
AND CITY OF NEVADA CITY**

THIS AMENDMENT is executed this 26th day of September, 2017 by and between CITY OF NEVADA CITY, hereinafter referred to as "CITY" and COUNTY OF NEVADA, hereinafter referred to as "County". Said Amendment will renew and amend the prior agreement between the parties entitled Park and Recreation Mitigation Fees FY 2015/16 Grant Agreement executed on May 25, 2016 by Resolution No. 16-205.

WHEREAS, CITY needs additional time to improve and develop a picnic area at Pioneer Park; the specific use area authorized in the grant agreement executed by Resolution No.16-205. Due to clean-up projects required after the harsh winter storms of 2016-2017, CITY was unable to schedule the project and now finds it is necessary to extend the implementation schedule for the picnic area project. Therefore, CITY is requesting an additional twelve months beyond the expiration date of October 12, 2017 to complete the picnic area at Pioneer Park project which requires a contract amendment; and

WHEREAS, the parties desire to amend their agreement to provide an additional twelve months for the CITY to complete the picnic area at Pioneer Park project; and

NOW, THEREFORE, the parties hereto agree as follows:

1. This amendment shall be effective as of September 26, 2017.
2. That paragraph 2 shall be changed to the following: CITY shall obtain all approvals for and shall execute the Project so that within thirty (30) months after the Effective Date of this Agreement, or by October 12, 2018, the Project shall be completed to the satisfaction of, and accepted by, the COUNTY and the CITY, and shall be ready and available for public use; provided, however, that said timeframe may be extended by mutual written agreement of the parties. Any funds not utilized by CITY within this timeframe shall be retained by COUNTY and may be reallocated to other qualifying projects.
3. That in all other respects the prior agreement of the parties shall remain in full force and effect except as amended herein.

APPROVED AS TO FORM:
COUNTY COUNSEL

By: 

COUNTY OF NEVADA:

By: 
Chair of the Board
of Supervisors

ATTEST:

By: 
Julie Patterson-Hunter
Clerk of the Board of Supervisors

CITY OF NEVADA CITY:

By: 