

**1ST AMENDMENT TO AGREEMENT FOR TENNIS FACILITY MANAGEMENT  
SERVICES BETWEEN THE TOWN OF ATHERTON AND PLAYER CAPITAL  
TENNIS**

This 1st Amendment to the Agreement for Tennis Facility Management Services between the Town of Atherton (Town) and Player Capital Tennis (Contractor) is entered into as of the 3 day of ~~December~~, 2017, ("Effective Date"), by and between Town and Contractor.  
January 18

**RECITALS**

- A. WHEREAS Town and Contractor are parties to that certain Agreement for Tennis Facility Management Services dated September 25, 2014 ("Agreement"); and
- D. WHEREAS Town and Contractor now desire to enter into this 1st Amendment to invoke the two three (3) year extensions to the base one (1) year term of the Agreement, for a total period of seven (7) years.

**AGREEMENT**

NOW, THEREFORE, in consideration of the foregoing Recitals and for other good and valuable consideration, the receipt and adequacy of which are hereby acknowledged, the parties hereby amend the Agreement as follows:

1. Term of Agreement. The original term in Section 1 is replaced with the following: "Subject to the provisions of SECTION 17, TERMINATION OF AGREEMENT, the term shall be for a period of seven (7) years, ending September 26, 2021".
2. Scope of Services. The Scope of Services (Work) set forth in Exhibit "A" to the Agreement is hereby amended by adding the following sentence to subparagraph m: "All key holders will be allowed use of the clay court, with Atherton key holders allowed to reserve usage Monday—Friday 8 a.m. to 2 p.m. and 6 p.m. until dark and Saturday—Sunday 8 a.m. to 9 a.m., 11 a.m. to 1 p.m., and 6 p.m. until dark at no additional charge and non-resident key holders may reserve use of the clay court at a cost of \$30 per hour with time governed by Contractor."
3. Agreement in Effect. The parties acknowledge and agree that the Agreement, except as amended by this 1st Amendment, remains unmodified and in full force and effect in accordance with its terms.

IN WITNESS THEREOF, the parties have executed this 1st Amendment as of the Effective Date.

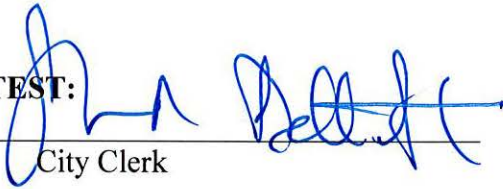
**TOWN OF ATHERTON:**

By: George Rodericks 12-20-17  
George Rodericks, City Manager (Date)

**CONTRACTOR:**

By: Michael Jessup 1/13/18  
Name: Michael Jessup (Date)  
Title: Owner

**ATTEST:**

  
\_\_\_\_\_  
City Clerk

By: \_\_\_\_\_ / \_\_\_\_\_

Name: \_\_\_\_\_ (Date)

Title: \_\_\_\_\_

**APPROVED AS TO FORM:**

  
\_\_\_\_\_  
William Conners, City Attorney