

**SECOND AMENDMENT TO THE AGREEMENT FOR TENNIS FACILITY
MANAGEMENT SERVICES BETWEEN THE TOWN AND MICHAEL JESSUP
DOING BUSINESS AS PLAYER CAPITAL TENNIS**

This Second Amendment to the Lease by and between the Town of Atherton ("Town") and Michael Jessup Doing Business As, Player Capital Tennis (Contractor), is entered into as of the 7th day of October, 2021, ("Effective Date") by and between the Town and Contractor.

RECITALS

- A. Town and Contractor are parties to that certain Agreement for Tennis Facility Management Services dated September 25, 2014, as amended on January 3, 2018 ("Agreement");
- B. Town and Contractor acknowledge and agree that the previous Agreements referenced in Section A, above, were also made between the Town and Michael Jessup Doing Business As, Player Capital Tennis; and
- C. Town and Contractor now desire to enter into this Second Amendment to extend the term of the Agreement for a period of up to four (4) years.

NOW, THEREFORE, in consideration of the foregoing recitals and for good and valuable consideration, the parties hereby amend the Agreement as follows:

AGREEMENT

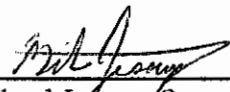
- 1. Term of Agreement. The original term in Section 1 is replaced with the following:
"Subject to the provisions of SECTION 16, TERMINATION OF AGREEMENT, the term shall be from September 25, 2021 and ending on September 26, 2023. The term may be extended for two additional one (1) year terms (each an "Extension Term") upon written agreement of both parties."
- 2. All other terms of the Agreement remain in full force and effect.

IN WITNESS THEREOF, the parties have executed this Second Amendment to the Agreement as of the Effective Date.

TOWN OF ATHERTON:

LESSEE:

By:  / 10/8/21
George Rodericks, City Manager (Date)

By:  / 10/7/21
Michael Jessup, Owner (Date)

ATTEST



Anthony Suber, City Clerk

APPROVED AS TO FORM:



Mona G. Ebrahimi, City Attorney