

**FIRST AMENDMENT TO LEASE AGREEMENT
BETWEEN THE CITY OF CUPERTINO AND
THE REGENTS OF THE UNIVERSITY OF CALIFORNIA
FOR THE ROLLING HILLS 4-H CLUB**

This First Amendment to Lease Agreement between the City of Cupertino and The Regents of the University of California for the Rolling Hills 4-H Club (this "**Amendment**") is executed by and between the CITY OF CUPERTINO, a municipal corporation (hereinafter "**Lessor**") and THE REGENTS OF THE UNIVERSITY OF CALIFORNIA (for the Rolling Hills 4-H Club) (hereinafter "**Lessee**") effective as of September 1, 2014 ("**Effective Date**"), and is made with reference to the following:

RECITALS:

A. Lessor and Lessee executed that certain Lease Agreement between the City of Cupertino and The Regents of the University of California for the Rolling Hills 4-H Club dated as of September 1, 2009 (hereinafter the "**Agreement**").

B. Lessor and Lessee desire to modify the Agreement on the terms and conditions set forth herein.

NOW, THEREFORE, Lessor and Lessee agree as follows:

1. Paragraph 2 of the Agreement is modified to read as follows:

TERM. The term of this lease shall be for the period commencing September 1, 2009, and ending August 31, 2019.

2. Paragraph 3 of the Agreement is modified to read as follows:

RENTAL. Lessee shall not pay rent to Lessor for the use and occupation of the premises. In lieu of rent, Lessee shall participate in City of Cupertino Recreation and Community Services Department ("**Department**") and community programs hosted at McClellan Ranch Preserve, including, but not limited to monthly Open House events that are free to park users, and Lessee shall provide Lessor-designated Department staff with access to the premises on not less than a weekly basis for the purpose of conducting tours of the 4-H program for school classes, youth groups, and community camps/classes

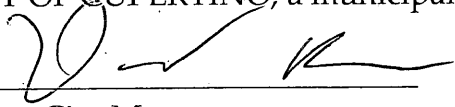
sponsored by the Department, including without limitation, the programs described in Exhibit A attached hereto.

3. Except as expressly modified by this Amendment, all terms and conditions of the Agreement shall remain unchanged and in full force and effect.

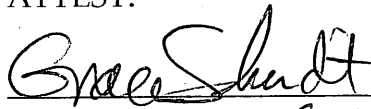
IN WITNESS WHEREOF, Lessor and Lessee have executed this Amendment effective as of the date first written above.

LESSOR:

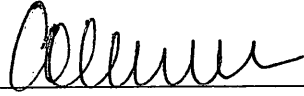
CITY OF CUPERTINO, a municipal corporation

By: 
City Manager

ATTEST:


City Clerk 9-29-14

APPROVED AS TO FORM:

By: 
City Attorney



LESSEE:

THE REGENTS OF THE UNIVERSITY OF CALIFORNIA

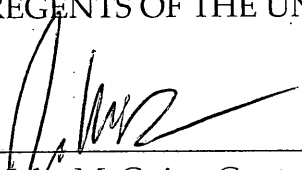
By: 
Jake McGuire, Controller
Division of Agriculture & Natural Resources

Exhibit A

Community and Recreation and Community Services Department Programs

Services provided to the Cupertino community by the Rolling Hills 4-H Club include:

- During the spring and fall season (mid-September-mid November and April through the first week of June), school groups will visit 4H to view the animals from the Stevens Creek Trail, stop briefly to look at the animals on their way to or from the creek, and talk about 4H opportunities and their barn tours. (Approximately 1,879 students, 78 teachers, and 387 parents).
- Participate in approximately 26 school tours annually for parent/tot, preschool, and kindergarten group enrichment.
- Summer camps -Nature Camp, Summer Science Fun, and Preschool Adventures (10 visits to the 4H area, and 285 participants plus staff and volunteers per summer season).
- After school classes (10-12 times /year, and 100 -144 participants).
- Thursday Evening nature Programs(40 participants).
- Accommodate groups that visit the bee yard and stop by to observe the hives.
- Participate in the family Bug Programs and Bees and Honey programs offered through Recreation and Community Services (50-60 participants).

Community Programs:

- 4H tours that occur during SCVAS Wildlife Education--650-750 in attendance.
- Monthly barn tours for the public run through 4H.
- Viewing of the 4H animals from outside of the fenced area.
- Both the San Mateo and the Santa Clara Valley Beekeepers Guilds hold 3-4 classes at McClellan Ranch each year and the 50-75 class participants visit the 4H hives.