

CITY CLERK ORIGINAL

C-8241-1
11/20/2014

AMENDMENT NO. 1

LICENSE, MANAGEMENT AND OPERATIONS AGREEMENT FOR GLEN LAKES GOLF COURSE (GLGC) City of Glendale, Solicitation No. C-8241

This Amendment to the License, Management and Operations Agreement for Glen Lakes Golf Course (GLGC) is made this **20th** day of **November, 2014**, by and between the City of Glendale, an Arizona municipal corporation ("City") and Arizona Golf Ventures, LLC, an Arizona corporation authorized to do business in Arizona ("Contractor").

RECITALS

- A. City of Glendale and Arizona Golf Ventures, LLC, previously entered into a License, Management and Operations Agreement for City owned Glen Lakes Golf Course (GLGC), a designated golf course and public amenity, which land is described and show on Exhibit A of original Contract No. C-8241, dated November 13, 2012 ("Agreement"); and
- B. City of Glendale and Arizona Golf Ventures, LLC, previously amended the License, Management and Operations Agreement for Glen Lakes Golf Course (GLGC) located at 5450 W Northern Avenue, Glendale, Arizona, 85301, Contract No. C-8241, dated November 13, 2012;
- C. City of Glendale and Arizona Golf Ventures, LLC, wish to modify and amend the License, Management and Operations Agreement for Glen Lakes Golf Course (GLGC) Agreement subject to and strictly in accordance with the terms of this Amendment.

AGREEMENT

In consideration of the mutual promises set forth herein and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the City of Glendale and Arizona Golf Ventures, LLC, hereby agree as established in Exhibit B of original Agreement and as follows:

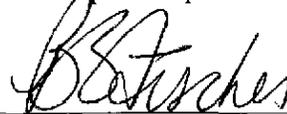
- 1. **Recitals.** The recitals set forth above are not merely recitals, but form an integral part of this Amendment.
- 2. **Term.** The term of the License, Management and Operations Agreement for Glen Lakes Golf Course (GLGC) Agreement is extended for a **one (1) year** period from **December 1, 2014** through **November 30, 2015**, unless otherwise

terminated or canceled as provided by the original License, Management and Operations Agreement for Glen Lakes Golf Course (GLGC) Agreement.

Early Termination: Either party of this Agreement shall have the right to terminate this Agreement for the other party's failure to perform, after providing thirty (30) days calendar notice and a right to cure within that thirty (30) day period. Both parties may agree to early termination of this Agreement by the written Agreement.

3. **Compensation.** As a base fee for its right to use the Property, Arizona Golf Ventures, LLC, shall pay, without notice and free from all claims, deductions or set-offs against the City of Glendale, a guaranteed monthly amount of \$1,000 due on the 20th day of each month. In addition to the monthly fee, Arizona Golf Ventures, LLC, will also contribute no less than \$60,000 annually of in-kind community programming, credits, monthly payments; gross revenues as indicated in the Exhibit E of the original Agreement.
4. **Insurance of Certificate.** The existing insurance certificate is expiring 2014 and a new certificate applying to the extended term is required and must be received by the Contract Administrator prior to **December 1, 2014**.
5. **Ratification of Agreement.** City of Glendale and Arizona Golf Ventures, LLC, hereby agree that except as expressly provided herein, the provisions of the Agreement shall be, and remain in full force and effect and that if any provision of this Amendment conflicts with the Agreement, then the provisions of this Amendment shall prevail.

CITY OF GLENDALE, an Arizona
Municipal Corporation



Brenda Fischer, City Manager

ATTEST:



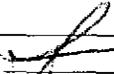
Pamela Hanna, City Clerk (SEAL)

APPROVED AS TO FORM:



Michael Bailey, City Attorney

Arizona Golf Ventures, LLC
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By: 
Its: Gen Manager