

SECOND AMENDMENT TO
MARIN MUNICIPAL WATER DISTRICT
LEASE NO. 67
FORBES HILL RESERVOIR SITE
APN 010-261-02

This Lease Amendment (“Second Amendment”) is entered into by and between Marin Municipal Water District (“District”), and Marin Emergency Radio Authority (“MERA”).

For good and valuable consideration the receipt and adequacy of which is hereby acknowledged, the parties hereto agree as follows:

Section 1. Recitals:

- A. District and MERA entered into a Lease fully executed on May 11, 2002 (“Lease”), which commenced on March 12, 2001 (“Commencement Date”), which was subsequently amended (the lease and the subsequent amendment is hereinafter referred to collectively as the “Lease”) whereby MERA leased certain real property described in Section 1 and Exhibits A and B of the Lease (the “Premises”), together with access and utility easements described in Section 5 of the Lease (“Access Easement”), all located within certain real property commonly known as the Forbes Hill Reservoir, owned by District (the “Property”) as described in Section 1 of the Lease.
- B. The Lease was due to expire on December 31, 2023 and MERA desires to extend the term of the Lease from January 1, 2024 through December 31, 2024.
- C. MERA is requesting the extension to provide continuity of its operations during the construction of its new “Next Gen” communication system.
- D. MERA is requesting, per Section 4 of the Lease, a waiver of the market rent during the extended term of the Lease.
- E. Per Section 14 of the Lease, upon expiration of the Lease, MERA shall complete removal of all facilities as required by the District and shall return the Premises to its original condition existing as of the Commencement Date.
- F. District and MERA desire to amend the Lease to extend the term of the Lease and to waive the market rent for the extension period.

Section 2. Terms:

- A. This Second Amendment modifies the Lease. Except for the modifications contained herein, all other

terms of the Lease shall apply.

- B. The Lease is amended to extend the term of the Lease through December 31, 2024 (“Extension Period”) and to waive the market rent during the Extension Period.

MARIN MUNICIPAL WATER DISTRICT

MARIN EMERGENCY RADIO AUTHORITY

By: _____

By: _____

Benjamin Horenstein

Heather Tannehill-Plamondon

General Manager

Executive Officer, MERA

Date: _____

Date: _____