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**SUBMITTAL TO THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**



FROM: Parks Department

SUBMITTAL DATE: July 15, 2003

SUBJECT: SECOND AMENDMENT TO BOGART LEASE – District V

RECOMMENDED MOTION: That the Board of Supervisors:

1. Approve the attached Second Amendment to Lease between the County of Riverside and Beaumont-Cherry Valley Water District for Bogart Park;
2. Authorize the Chairman to execute four (4) copies of the Second Amendment;
3. Direct the Clerk of the Board to return four (4) copies of the amendment to the Parks Department for further processing; and
4. Authorize the Parks Director to execute and administer same in accordance with its terms and conditions.

BACKGROUND: The County currently leases certain real property from the Beaumont-Cherry Valley Water District (BCVWD) ("District") for recreational purposes at Bogart County Park. The Lease Agreement was executed in 1931 for a term of 99 years. On May 19, 1998, M.O. 3.26, your honorable Board approved the First Amendment to the Bogart Lease to add a risk transfer provision that required the County to indemnify and hold the BCVWD harmless for acts committed by the County.
(continued on page 2)

386- Second Amendment to Bogart Lease

Attachment: Second Amendment to Lease

Paul Frandsen
Paul Frandsen, Parks Director

FINANCIAL DATA: Not applicable

CURRENT YEAR COST \$

ANNUAL COST: \$

NET COUNTY COST \$

IN CURRENT YEAR BUDGET: \$

BUDGET ADJUSTMENT FY: \$

SOURCE OF FUNDS:

C.E.O. RECOMMENDATION:

APPROVE

County Executive Office Signature

S. J. [Signature]

Prev. Agn. ref.

Dist. V

AGENDA NO.

3.29

Department Recommendation: Policy Consent
Per Executive Office: Policy Consent

Subject: SECOND AMENDMENT TO BOGART LEASE

(Continued from Page 1)

The BCVWD insurance carrier would like to update and amend the First Amendment to modify indemnification language with a mutual hold harmless/indemnification provision between the Parks Department and BCVWD.

County Risk Management and County Counsel have reviewed the Second Amendment and approved it as to form.