

**FIRST AMENDMENT TO
MEASURE A
PROJECT COOPERATIVE AGREEMENT**

For project awarded to City of Lompoc in Cycle 3 of the
Measure A Bicycle and Pedestrian and Safe Routes to School Program

This First Amendment to the Cooperative Agreement ("First Amendment") is entered into by and between the City of Lompoc, a municipal corporation ("Sponsor") and the SANTA BARBARA COUNTY ASSOCIATION OF GOVERNMENTS, a State local government, acting as the Santa Barbara County Local Transportation Authority ("Authority").

WHEREAS, on November 19, 2020, Authority and Sponsor entered into a Cooperative Agreement to provide funding from the Measure A Cycle 3 North County Safe Routes to School, Bicycle and Pedestrian Program specified herein (the "Program") to Sponsor's projects for the particular transportation improvement project work specified in the Cooperative Agreement (the "Projects"); and

WHEREAS, Sponsor is requesting an amendment to Timely Use of Funds deadlines shown in Exhibit A of the Cooperative Agreement; and

WHEREAS, Authority may allow extensions for the Timely Use of Funds due to extraordinary or unforeseen circumstances, per the program guidelines; and

WHEREAS, Sponsor's request for an extension is recommended by North County Subregional Committee to the SBCAG Board; and

WHEREAS, Authority has determined the Project is eligible as approved by the SBCAG Board on November 19, 2020 for Measure A funds; and

WHEREAS, the Cooperative Agreement Section 3.7 Amendment requires both parties agree to change or modify the Agreement in writing; and

WHEREAS, Authority finds an unforeseen and extraordinary circumstance beyond the control of the Sponsor occurred because of excessive workload and staffing limitations. Due to the Sponsor's understaffed workforce, it has been unable to make the project first in priority and the Sponsor has accumulated a substantial backlog of projects. Now that the backlog of projects has diminished and new staff successfully trained, the Sponsor is confident that this project will be completed within the one year requested extension. The full twelve month time extension is directly attributed to excessive workload and staffing limitations. The extension would be from June 30, 2023 to June 30, 2024.

NOW, THEREFORE, in consideration of the mutual promises and undertakings herein made and the mutual benefits to be derived therefrom, the Parties hereby agree to amend the Cooperative Agreement through this First Amendment as follows:

1. Exhibit A is attached hereto and incorporated herein by reference and amended as follows:

Timely Use of Funds Deadline for Plan Development: ~~6/30/2023~~ 6/30/2024

2. **Ratifications.** The terms and provisions set forth in this First Amendment shall modify and supersede all inconsistent terms and provisions set forth in the Cooperative Agreement. The terms and provisions of the Cooperative Agreement, except as expressly modified and superseded by this First Amendment, are ratified and confirmed and shall continue in full force and effect, and shall continue to be legal, valid, binding, and enforceable obligations of the parties.
3. **Counterparts.** This First Amendment may be executed in several counterparts, all of which taken together shall constitute a single agreement between the parties.

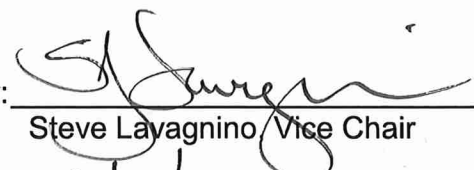
(Signatures on following page.)

IN WITNESS WHEREOF, the undersigned parties have executed this First Amendment and it shall become effective when fully executed by the parties.

ATTEST:

By: 
Marjie Kirn, Executive Director

SBCAG, acting as the SANTA BARBARA COUNTY LOCAL TRANSPORTATION AUTHORITY:

By: 
Steve Lavagnino, Vice Chair
Date: 6/15/23

ATTEST:

By: _____
Stacy Haddon
City Clerk

CITY OF LOMPOC

By: _____
Jenelle Osborne, Mayor

Date: _____

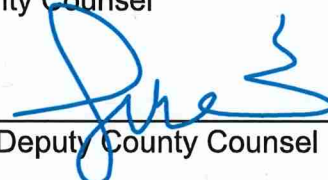
APPROVED AS TO ADMINISTRATION:

By: _____
Dean Albro, City Manager

APPROVED AS TO FORM:
Rachel Van Mullem
County Counsel

APPROVED AS TO FORM:

By: _____
Jeff Malaway
City Attorney

By: 
Deputy County Counsel