

Project: New Beginnings Safe Parking  
Program on County Property  
Folio #: 003506  
APN: 029-121-023 & 059-140-029  
Agent: CS

THIRD AMENDMENT TO  
LICENSE AND SERVICE AGREEMENT

THIS THIRD AMENDMENT TO LICENSE AND SERVICE AGREEMENT (hereinafter "Agreement") is made by and between the COUNTY OF SANTA BARBARA, a political subdivision of the State of California (hereinafter "COUNTY") and New Beginnings Counseling Center, a non-profit public benefit corporation (hereinafter "NEW BEGINNINGS COUNSELING CENTER").

WHEREAS, COUNTY entered into a License And Service Agreement with NEW BEGINNINGS COUNSELING CENTER for management of an overnight parking program which would provide a safe and sanitary place for individuals and families to park their vehicles on a short term basis while they transition to more permanent housing (hereinafter "Safe Parking Program"), in the County Administration Building parking lot located on Victoria Street, in Santa Barbara, as shown on Exhibit A attached hereto and incorporated herein by reference; and

WHEREAS, on August 16, 2005, the Board of Supervisors approved the First Amendment to the Agreement to extend the term for a period of one (1) year (September 1, 2005 through August 31, 2006), and on August 1, 2006, the Board of Supervisors approved the Second Amendment which extended the term for a period of three (3) years (September 1, 2006 through August 31, 2009) and increased the amount of parking spaces for the Safe Parking Program from 5 to 10; and

WHEREAS, during a public hearing on August 18, 2009, the Board of Supervisors directed General Services Department staff to amend the Agreement to extend the Safe Parking Program for another period of three (3) years from September 1, 2009 through August 31, 2012, and increase the total parking spaces at the County Administration parking lot from 10 to 15; and

WHEREAS, due to the Safe Parking Program's success, the parties wish to expand the Safe Parking Program with the addition of 5 parking spaces in the Social Services south parking lot, as shown on Exhibit B attached hereto and incorporated herein by reference, at the County Calle Real Campus in Santa Barbara,.

NOW THEREFORE, in consideration of the covenants and conditions contained herein, COUNTY and NEW BEGINNINGS COUNSELING CENTER agree to amend the Agreement as follows:

1. Section 1, Term shall be repealed in its entirety and replaced with the following:

“1. **Term:** The term of the Agreement shall commence on September 1, 2009, and terminate on August 31, 2012, unless extended through mutual written agreement by the parties. Notwithstanding the above, either party may terminate this Agreement upon 10 days written notice.”

2. Section 2, Use of County Parking Lot shall be repealed in its entirety and replaced with the following:

“2. **Use of County Parking Lots:** Subject to the terms set forth below, NEW BEGINNINGS COUNSELING CENTER may use up to 15 parking spaces at the COUNTY Administration Building parking lot shown as Exhibit A (“Admin Lot”) and 5 parking spaces at the Calle Real Campus Social Services Building south parking lot shown as Exhibit B (“Social Services South Lot”) between the hours of 7 p.m. and 6:30 a.m. (“Program Hours”) for overnight parking of designated clients of NEW BEGINNINGS COUNSELING CENTER. The COUNTY Board of Supervisors shall have sole discretion in the selection of COUNTY parking lots and the number of vehicles permitted (“Designated Spaces”) at the selected lots for use in connection with the Safe Parking Program, and may modify the Program Hours and length of stay upon notification to NEW BEGINNINGS COUNSELING CENTER. At no time may NEW BEGINNINGS COUNSELING CENTER authorize more than 15 Designated Spaces at the Admin Lot and more than 5 Designated Spaces at the Social Services South Lot or authorize vehicles to park elsewhere on COUNTY property other than in those parking lots designated by COUNTY for use in connection with the Safe Parking Program. NEW BEGINNINGS COUNSELING CENTER and its clients may also use the entrances and exits to the designated parking lots as necessary for ingress and egress during Program Hours. Additionally, NEW BEGINNINGS COUNSELING CENTER staff and agents may enter onto the designated parking lots as necessary for monitoring and enforcement activities.

3. It is expressly understood that in all other respects, the terms and conditions of the original License and Service Agreement signed by Michael F. Brown, County Executive Officer on behalf of the Santa Barbara County Board of Supervisors, on September 22, 2004, and subsequent Amendments to License and Service Agreement approved and executed by the Board of Supervisors on August 16, 2005 and August 1, 2006, shall remain in full force and effect.

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IN WITNESS WHEREOF, the parties have executed this Third Amendment to License and Service Agreement to be effective on the date signed by COUNTY.

“COUNTY”

COUNTY OF SANTA BARBARA, a  
political subdivision of the State of California

ATTEST:  
MICHAEL F. BROWN  
CLERK OF THE BOARD

By: \_\_\_\_\_  
Chair, Board of Supervisors

By: \_\_\_\_\_  
Deputy Clerk

Date: \_\_\_\_\_

APPROVED AS TO FORM:  
DENNIS MARSHALL  
COUNTY COUNSEL

“NEW BEGINNINGS COUNSELING  
CENTER”

By: \_\_\_\_\_  
Kevin E. Ready, Sr.  
Deputy County Counsel

NEW BEGINNINGS COUNSELING  
CENTER, a nonprofit public benefit  
corporation (two signatures required)

By: \_\_\_\_\_  
Title: \_\_\_\_\_

APPROVED:

By: \_\_\_\_\_  
Bob Nisbet, Director  
General Services Department

By: \_\_\_\_\_  
Title: \_\_\_\_\_

APPROVED:

By: \_\_\_\_\_  
Ronn Carlentine, SR/WA, Manager  
Office of Real Estate Services

APPROVED:

By: \_\_\_\_\_  
Ray Aromatorio, ARM, AIC  
Risk Program Administrator



EXHIBIT A – Admin Lot

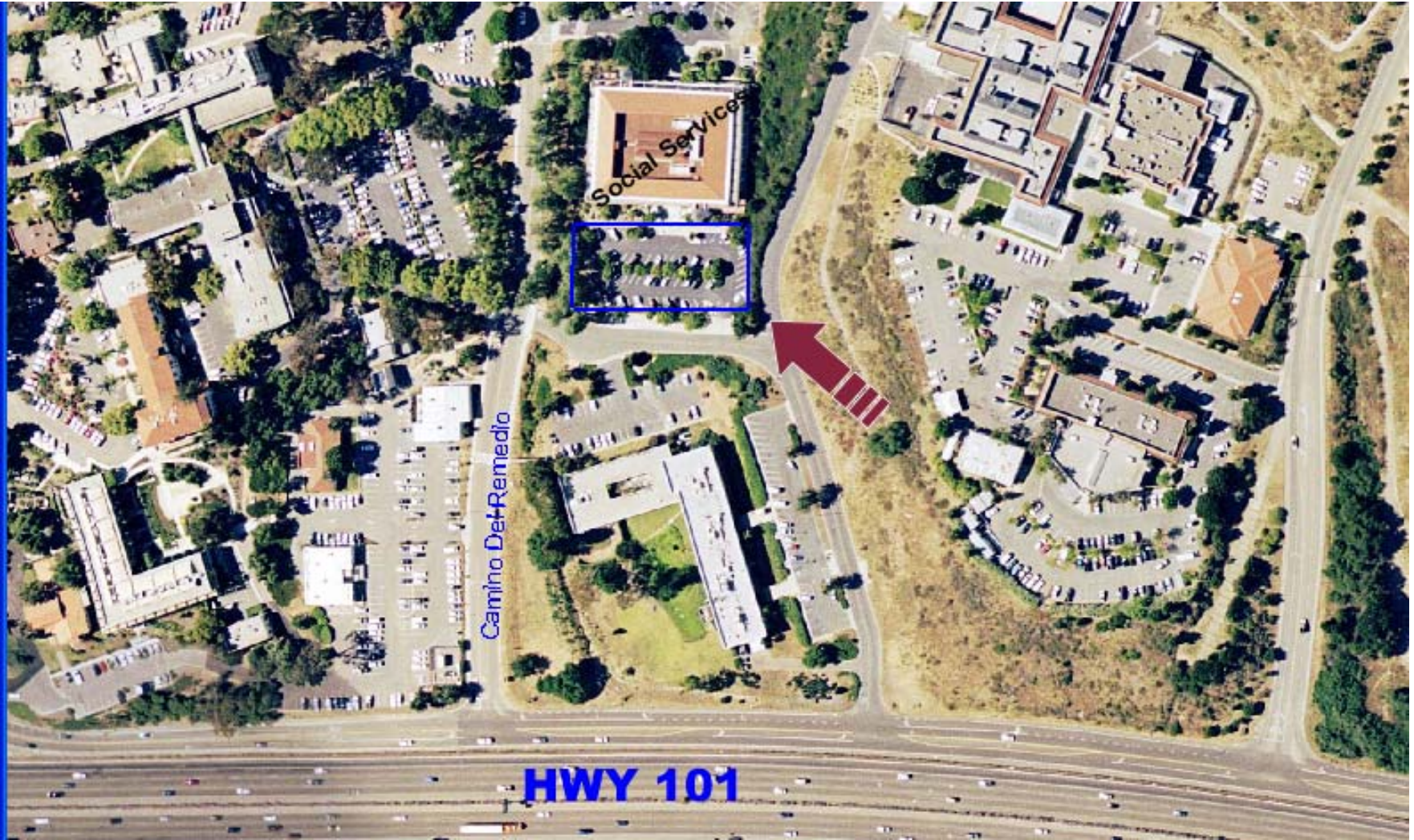


EXHIBIT B – Social Services South Lot