

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

**SIXTH AMENDMENT TO  
LICENSE AND SERVICE AGREEMENT**

**THIS SIXTH 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**, the overnight parking program concept originated from COUNTY'S and NEW BEGINNINGS COUNSELING CENTER'S concern over the safety, health and welfare of many individuals and families forced to live in their recreational vehicles and automobiles due to a lack of adequate housing in the COUNTY; and

**WHEREAS**, on August 17, 2004, the Santa Barbara County Board of Supervisors directed the County Executive Office to enter into a License and Service Agreement with NEW BEGINNINGS COUNSELING CENTER for the management of an overnight parking program which would provide a safe place for up to 5 vehicles to be parked overnight on the County Administration Building parking lot located on Victoria Street, Santa Barbara; and

**WHEREAS**, since 2004, the Agreement for the overnight parking program has been operating as intended and has been amended several times to extend the term, increase the amount of designated parking spaces, and expand the program to the Calle Real Campus; and

**WHEREAS**, due to the Safe Parking Program's success, the parties wish to expand the Safe Parking Program at the County Calle Real Campus with the addition of 5 RV designated parking spaces in the Employee University parking area shown in red outline on Exhibit "A" attached hereto and incorporated herein by reference, bringing the total of parking spaces to 30 (15 at the Administration Lot, 10 at the DSS Lot and 5 at the Employee University Lot at Calle Real Campus) and placement of a portable restroom at the location designated by County Facilities Maintenance manager and shown as a red square on Exhibit "A"; and

**WHEREAS**, because of the program's success and the COUNTY's desire to continue the program so long as NEW BEGINNINGS COUNSELING CENTER continues to provide administration and enforcement for the program, the COUNTY Board of Supervisors wish to delegate to the General Services Director, or designee, the administration and enforcement of the program and the authority to approve and execute any future amendments that are not in conflict with the purpose and use and do not extend the term, extend the program to other county locations, or increase the number of vehicles at any location, on behalf of the COUNTY.

**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 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 designated parking spaces (“Designated Spaces”) at the COUNTY Administration Building parking lot (“Admin Lot”), 10 designated parking spaces at the COUNTY Calle Real Campus Social Services Building south parking lot (“Social Services South Lot”), and 5 RV designated parking spaces at the COUNTY Calle Real Employee University parking lot (Employee University 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. **AT NO TIME SHALL NEW BEGINNINGS COUNSELING CENTER’S DESIGNATED CLIENTS PARK IN ANY DESIGNATED PARKING SPACES OR LOTS BEFORE 7PM OR AFTER 6:30AM.** The COUNTY General Services Director, or designee, 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, or more than 10 Designated Spaces at the Social Services South Lot, or more than 5 Designated RV Spaces at the Employee University 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.”

2. Section 11, *Utilities* shall be repealed in its entirety and replaced with the following:

**“11. Utilities:** This Agreement is for the use of parking spaces only; COUNTY is under no obligation to supply utilities to NEW BEGINNINGS COUNSELING CENTER or its clients. COUNTY may, but is not obligated to supply a port-a-let for clients using the Designated Spaces.

NEW BEGINNINGS COUNSELING CENTER shall upon execution of this Agreement have delivered and placed on an existing concrete slab at the location designated by the County Facilities Maintenance manager and shown on Exhibit A attached hereto and incorporated by this reference, a portable restroom unit for use by clients using the Designated Spaces. NEW BEGINNINGS COUNSELING CENTER shall be solely responsible for scheduling the placement, replacement, when necessary, repair and payment of the maintenance of the portable restroom unit.

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3. Section 32, *Administration and Enforcement* shall be added to the License and Service Agreement as follows:

**“32. Administration and Enforcement:** The provisions of this Agreement shall be administered and enforced for the COUNTY by the Director of the General Services Department, or designee. The General Services Director, or designee, shall have the authority to approve and execute any future amendments and extensions that are not in conflict with the purpose and use, and do not extend the term, extend the program to other county locations, or increase the number of vehicles at any location, on behalf of the COUNTY Board of Supervisors.”

4. It is expressly understood that in all other respects, the terms and conditions of the original License and Service Agreement signed by the 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, August 1, 2006, December 1, 2009, October 11, 2010 and July 10, 2012, shall remain in full force and effect.

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IN WITNESS WHEREOF, COUNTY and NEW BEGINNINGS COUNSELING CENTER have executed this Sixth Amendment to License and Service Agreement by the respective authorized officers as set forth below to be effective on the date executed by the COUNTY.

"COUNTY"  
COUNTY OF SANTA BARBARA

ATTEST:  
MONA MIYASATO  
CLERK OF THE BOARD

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

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

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

"NEW BEGINNINGS COUNSELING  
CENTER"

APPROVED AS TO FORM:  
MICHAEL C. GHIZZONI  
COUNTY COUNSEL

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

By: \_\_\_\_\_  
Scott Greenwood  
Deputy County Counsel

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

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

APPROVED:  
GENERAL SERVICES DEPARTMENT

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

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

\_\_\_\_\_  
Janette D. Pell, Director

APPROVED:

APPROVED:

By: \_\_\_\_\_  
Don Grady  
Real Property Manager

By: \_\_\_\_\_  
Ray Aromatorio, ARM, AIC  
Risk Manager

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

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

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APPROVED AS TO FORM:  
MICHAEL C. GHIZZONI  
COUNTY COUNSEL

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

By: Scott Greenwood

By: \_\_\_\_\_  
Scott Greenwood  
Deputy County Counsel

Title: EXECUTIVE DIRECTOR

APPROVED AS TO ACCOUNTING FORM:  
THEODORE A. FALLATI, CPA  
AUDITOR-CONTROLLER

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

By: \_\_\_\_\_  
Deputy Auditor-Controller

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

APPROVED:

APPROVED:

By: \_\_\_\_\_  
Don Grady  
Real Property Manager

By: \_\_\_\_\_  
Ray Aromatorio, ARM, AIC  
Risk Manager



EXHIBIT 'A'  
Calle Real Campus