

**RESOLUTION NO.**

**BOARD OF SUPERVISORS, COUNTY OF SAN MATEO, STATE OF CALIFORNIA**

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**RESOLUTION AUTHORIZING THE COUNTY MANAGER, OR HIS DESIGNEE, TO EXECUTE A SECOND AMENDMENT TO THE TUNITAS CREEK BEACH PURCHASE AND SALE AGREEMENT TO EXTEND THE CLOSING DATE TO NO LATER THAN MARCH 31, 2020**

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**RESOLVED**, by the Board of Supervisors of the County of San Mateo, State of California, that

**WHEREAS**, on May 14, 2019, the Board adopted Resolution Number 076590, which authorized the execution of the Tunitas Creek Beach Purchase and Sale Agreement (“Agreement”); and

**WHEREAS**, pursuant to the Agreement, consummation of the acquisition is contingent on several conditions precedent, including execution of the Cowell-Purisima Trail Agreement and the Post Transfer Agreement; and

**WHEREAS**, the term of the Agreement was to expire on October 31, 2019; and

**WHEREAS**, because the County and the Peninsula Open Space Trust (“POST”) were still negotiating the Cowell-Purisima Trail Agreement at the end of October 2019, the Board adopted Resolution Number 077053 which authorized the First Amendment to the Agreement, and therefore extended the Closing Date to December 31, 2019; and

**WHEREAS**, as the terms of the Cowell-Purisima Trail Agreement are still being negotiated, County and POST desire to and did agree to further extend the term of the

Agreement for a second time to no later than March 31, 2020 to ensure remaining provisions can be adequately negotiated; and

**WHEREAS**, this Second Amendment to the Agreement memorializes and formalizes County and POST's agreement to extend the Agreement's Closing Date to no later than March 31, 2020, with all remaining terms and provisions of the Agreement remaining the same.

**NOW, THEREFORE, IT IS HEREBY DETERMINED AND ORDERED** that the County Manager, or his designee, is hereby directed to execute the Second Amendment to the Tunitas Creek Beach Purchas and Sale Agreement.

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