

**FIRST AMENDMENT TO MEMORANDUM OF
UNDERSTANDING REGARDING TECHNOLOGY UPGRADES**

This FIRST AMENDMENT TO MEMORANDUM OF UNDERSTANDING REGARDING TECHNOLOGY UPGRADES ("First Amendment to MOU") is made and entered into as of the ____day of August, 2007, by and between the CITY OF AGOURA HILLS, a California municipal corporation ("City"), and the LAS VIRGENES UNIFIED SCHOOL DISTRICT, a California public school district ("District"), and with respect to the following recitals:

A. WHEREAS, the City and the District entered into the Memorandum of Understanding Regarding Technology Upgrades ("MOU") on June 27, 2007;

B. WHEREAS, the City and the District also entered into the Tennis Court Facilities Joint Use Agreement on June, 27 2007.

C. WHEREAS, the City and the District now wish to modify the MOU to make the date of the disbursement of the Agoura Hills Contribution contingent upon the initiation of the construction of the Tennis Court Project.

NOW, THEREFORE, IN CONSIDERATION OF THE MUTUAL BENEFITS, PROMISES, COVENANTS, AND CONDITIONS HEREINAFTER CONTAINED, THE PARTIES, DO AGREE HEREBY AS FOLLOWS:

1. Subsection A of Section 3 (One-Time Financial Contribution) of the MOU is hereby amended in its entirety to read as follows:

“A. The City hereby grants to the District, on a one-time basis, a contribution in the amount of \$270,000.00 from a source at the City’s discretion, for the technology upgrade purposes set forth in the recitals provided in this MOU. No later than thirty (30) days after the commencement of construction of the Tennis Court Project at Agoura High School, pursuant to the Tennis Court Facilities Joint Use Agreement, the Agoura Hills Contribution shall be forwarded to the District through a means mutually agreeable to the City Manager and the District’s Superintendent.”

2. All other provisions of the Agreement remain unchanged.

3. The Recitals are incorporated herein as though set forth in full.

IN WITNESS WHEREOF, the parties have executed this First Amendment to MOU as of the date first written above.

CITY OF AGOURA HILLS, CALIFORNIA

Date: _____, 2007

By: _____
Dan Kuperberg, Mayor

ATTEST:

By: _____
Kimberly M. Rodrigues, City Clerk

APPROVED AS TO FORM AND CONTENT:

By: _____
Craig A. Steele, City Attorney

LAS VIRGENES UNIFIED SCHOOL DISTRICT

Date: _____, 2007

By: _____
Superintendent, Las Virgenes
Unified School District

ATTEST:

By: _____
Secretary, Las Virgenes
Unified School District

APPROVED AS TO FORM AND CONTENT:

By: _____
District Counsel