

## ATTACHMENT 2

**FIRST AMENDMENT**  
TO AGREEMENT BY AND BETWEEN  
THE WILDANDS CONSERVANCY  
AND  
SONOMA COUNTY AGRICULTURAL PRESERVATION AND OPEN SPACE  
DISTRICT

This First Amendment to Initial Public Access Funding Agreement for the Estero Americano Coast Preserve ("First Amendment"), effective upon execution by the District General Manager ("Effective Date"), is by and between the Sonoma County Agricultural Preservation and Open Space District (hereinafter "District"), and The Wildands Conservancy (hereinafter "TWC").

### RECITALS

WHEREAS, District and TWC are parties to that certain Agreement for Initial Public Access Funding for the Estero Americano Coast Preserve, dated February 9, 2021 ("Original Agreement"); and

WHEREAS, District and the TWC desire to extend the term of the Original Agreement to December 31, 2026 to provide additional time for TWC to develop public access to the Property;

WHEREAS, the Original Agreement, as amended by this First Amendment, shall hereinafter be referred to as the "Agreement."

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties hereto agree as follows:

### AGREEMENT

1. Paragraph Section 2, Subsection c of the Agreement is hereby deleted and replaced with the following language:
  - c. District's funding under this Agreement shall be available through 31, 2026.
2. Except to the extent the Agreement is specifically amended or supplemented hereby, the Agreement, together with exhibits is, and shall continue to be, in full force and effect as originally executed, and nothing contained herein shall, or shall be construed to modify, invalidate, or otherwise affect any provision of the Agreement or any right of District arising thereunder.

## ATTACHMENT 2

3. This First Amendment shall be governed by and construed under the internal laws of the State of California, and any action to enforce the terms of this First Amendment or for the breach thereof shall be brought and tried in the County of Sonoma.

DISTRICT AND TWC HAVE CAREFULLY REVIEWED  
THIS FIRST AMENDMENT AND EACH TERM AND PROVISION CONTAINED HEREIN AND, BY  
EXECUTION OF THIS FIRST AMENDMENT, SHOW THEIR INFORMED AND VOLUNTARY  
CONSENT THERETO.

IN WITNESS WHEREOF the parties hereto have executed this First Amendment as of the  
Effective Date.

THE WILDLANDS CONSERVANCY

SONOMA COUNTY AGRICULTURAL  
PRESERVATION AND OPEN SPACE DISTRICT

By: \_\_\_\_\_  
Responsible Party Name, Title

By: \_\_\_\_\_  
Misti Arias,  
General Manager

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

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

APPROVED AS TO FORM BY:

By: \_\_\_\_\_  
Lisa Pheatt,  
Deputy County Counsel

CERTIFICATES OF INSURANCE ON  
FILE WITH THE DISTRICT:

By: \_\_\_\_\_  
Sara Ortiz,  
Administrative Aide

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