

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

This Second Amendment to the Initial Public Access Funding Agreement for the Estero Americano Coast Preserve ("Second Amendment"), effective upon execution by the District General Manager ("Effective Date"), is by and between the Sonoma County Agricultural Preservation and Open Space District, a California special district (hereinafter "District"), and The Wildlands 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, as amended by that First Amendment dated March 4, 2024 ("Agreement"); and

WHEREAS, District and TWC desire to extend the funding deadline to June 30, 2027 and increase the contract value by Two Hundred Eighty-Seven Thousand One Hundred Dollars (\$287,100.00) in order to address additional permit requirements from the California Coastal Commission and delayed timeline due to legal actions, the Covid-19 pandemic, and neighbor concerns;

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

**AGREEMENT**

1. Section 2 of the Agreement is hereby deleted and replaced with the following language:

*"2. District Funding:* Subject to all terms and conditions herein, the District shall provide up to Five Hundred Eighty-Six Thousand Six Hundred Dollars (\$586,600) to be used by TWC exclusively for the following tasks ("Tasks") directly related to initial public access to and about the Property:

- Trail design resource surveys
- Coastal Permit application preparation, fees, tracking, public hearings

- Public access amenities (including gates, fencing, signs, kiosks, portable restroom rental, and picnic tables)
- Road/trail repairs, upgrades, and erosion control
- Project management and implementation
- Visitor safety and patrols (operations)
- Trail maintenance
- Demolition and habitat restoration
- Tribal consultation and monitoring
- Community engagement and public outings

a. The funding amounts per category of Task will be identified in a Work Plan to be approved by the District pursuant to Section 3(a) below (“approved Work Plan”).

b. All Tasks shall be undertaken in a manner consistent with the Conservation Easement and the Recreation Covenant. All Tasks shall be in accordance with the approved Work Plan.

c. District’s funding under this Agreement shall be available through June 30, 2027.”

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.

3. This Second 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 Second Amendment or for the breach thereof shall be brought and tried in the County of Sonoma.

/

/

/

/

/

/

/

/

/

/

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

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

THE WILDLANDS CONSERVANCY

SONOMA COUNTY AGRICULTURAL  
PRESERVATION AND OPEN SPACE DISTRICT

By: \_\_\_\_\_  
Frazier Haney,  
Executive Director

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

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

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

APPROVED AS TO SUBSTANCE FOR DISTRICT:

By: \_\_\_\_\_  
Amy Ricard,  
Community Resources Manager

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

APPROVED AS TO FORM BY:

By: \_\_\_\_\_  
Luke Bowman,  
Deputy County Counsel

CERTIFICATES OF INSURANCE ON  
FILE WITH THE DISTRICT:

By: \_\_\_\_\_  
Michelle Nozzari,  
Administrative Aide

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

