

**SECOND AMENDMENT
FOR
FACILITY USE AND MAINTENANCE AGREEMENT
BETWEEN
THE CITY OF AUSTIN
AND
AUSTIN METRO BASEBALL LEAGUE FOR DOWNS FIELD**

RECITALS:

Whereas, the City of Austin and Austin Metro Baseball League (AMBL) are parties to that certain "Facility Use and Maintenance Agreement between the City of Austin and Austin Metro Baseball League for Downs Field" ("Agreement") executed October 16, 2016, for an initial term to expire October 15, 2019.

Pursuant to Section 1. Term, the term of this Agreement begins on the date hereof and terminates on the earlier of (a) the third anniversary of the Effective Date, or (b) termination in accordance with Article 8 (the "Term"). The Term may be extended for up to two additional periods of two years each by written agreement of the Parties prior to the expiration of the Term.

NOW THEREFORE, in consideration of the covenants and agreements contained in this Agreement, the parties agree as follows:

1. The parties desire to extend the term for two years.
2. One two-year extension remains.
3. All other provisions of the Agreement and all executed amendments shall remain in full force and effect.

EXECUTED and **EFFECTIVE** as of the last date signed by the authorized representatives of the Parties on the dates indicated below.

CITY OF AUSTIN:

By: _____

Assistant City Manager, Christopher J. Shorter

Date: _____

7/16/19

AUSTIN METRO BASEBALL LEAGUE

By: 

Michael Lucas, President

Date: 6/26/19

WHEREAS, the City of Austin and Austin Metro Baseball League (AMBL) entered into a Memorandum of Understanding (MOU) on 11/10/10, which was amended on 11/10/11, 11/10/12, 11/10/13, 11/10/14, 11/10/15, 11/10/16, 11/10/17, 11/10/18, and 11/10/19, and the parties wish to amend the MOU to reflect the following changes:

1. The term "City" shall mean the City of Austin and its various departments, including but not limited to the Police Department, Fire Department, and Parks and Recreation Department.

2. The term "AMBL" shall mean the Austin Metro Baseball League, a 501(c)(3) nonprofit organization.

- 1. The term "MOU" shall mean the Memorandum of Understanding between the City and AMBL.
- 2. The term "Amendment" shall mean any document that amends the MOU.
- 3. The term "Effective Date" shall mean the date on which this Amendment becomes effective.

IN WITNESS WHEREOF, the City of Austin and AMBL have caused this Amendment to be signed and sealed on the date first above written.



City of Austin
6/26/19