

COPY

DOCUMENT NO. RR 262593
FILED FEB 25 1985
OFFICE OF THE CITY CLERK
SAN DIEGO, CALIFORNIA

SECOND AMENDMENT TO AGREEMENT

THIS SECOND AMENDMENT TO AGREEMENT is made by THE CITY OF SAN DIEGO, a municipal corporation, herein called "City", and SAN DIEGO HISTORICAL SOCIETY, a California nonprofit public benefit corporation, hereinafter called "Corporation".

RECITALS

A. On April 13, 1981, Corporation and City entered into an agreement for the management and operation of a public museum known as San Diego Historical Society in Balboa Park. The original Agreement is on file in the Office of the City Clerk as Document No. RR253882.

B. On May 31, 1983, Corporation and City entered into an amendment to said agreement. This First Amendment is on file in the Office of the City Clerk as Document No. RR258568-4.

C. City and Corporation mutually desire to amend said agreement as amended.

NOW THEREFORE, in consideration of the recitals and the mutual obligations of the parties as herein expressed, City and Corporation agree as follow:

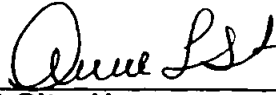
1. Amend Exhibit "A", sheet 2, adding approximately 500 square feet to Corporation's portion of the El Prado level of the Building. Said addition extends into an area originally designated as "Common Lobby" adjacent to the westerly portion of northerly boundary of Corporation's original

portion of the Building and abutting The Center for Photographic Arts
portion of the Building, as more particularly shown on "Exhibit 'A',
Sheet 2 - Revised" attached hereto and by this reference made a part
hereof.

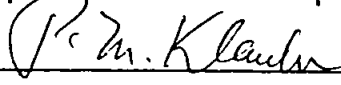
IN WITNESS WHEREOF, this Second Amendment to Agreement is
executed by the City, acting by and through its City Manager, pursuant
to Resolution No. R- 262593 authorizing such execution and
by Corporation.

Dated this 25th day of February, 1985.

THE CITY OF SAN DIEGO,
a municipal corporation

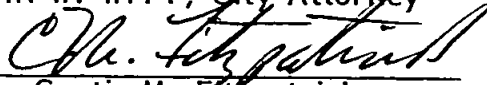
By 
ASSISTANT TO THE City Manager

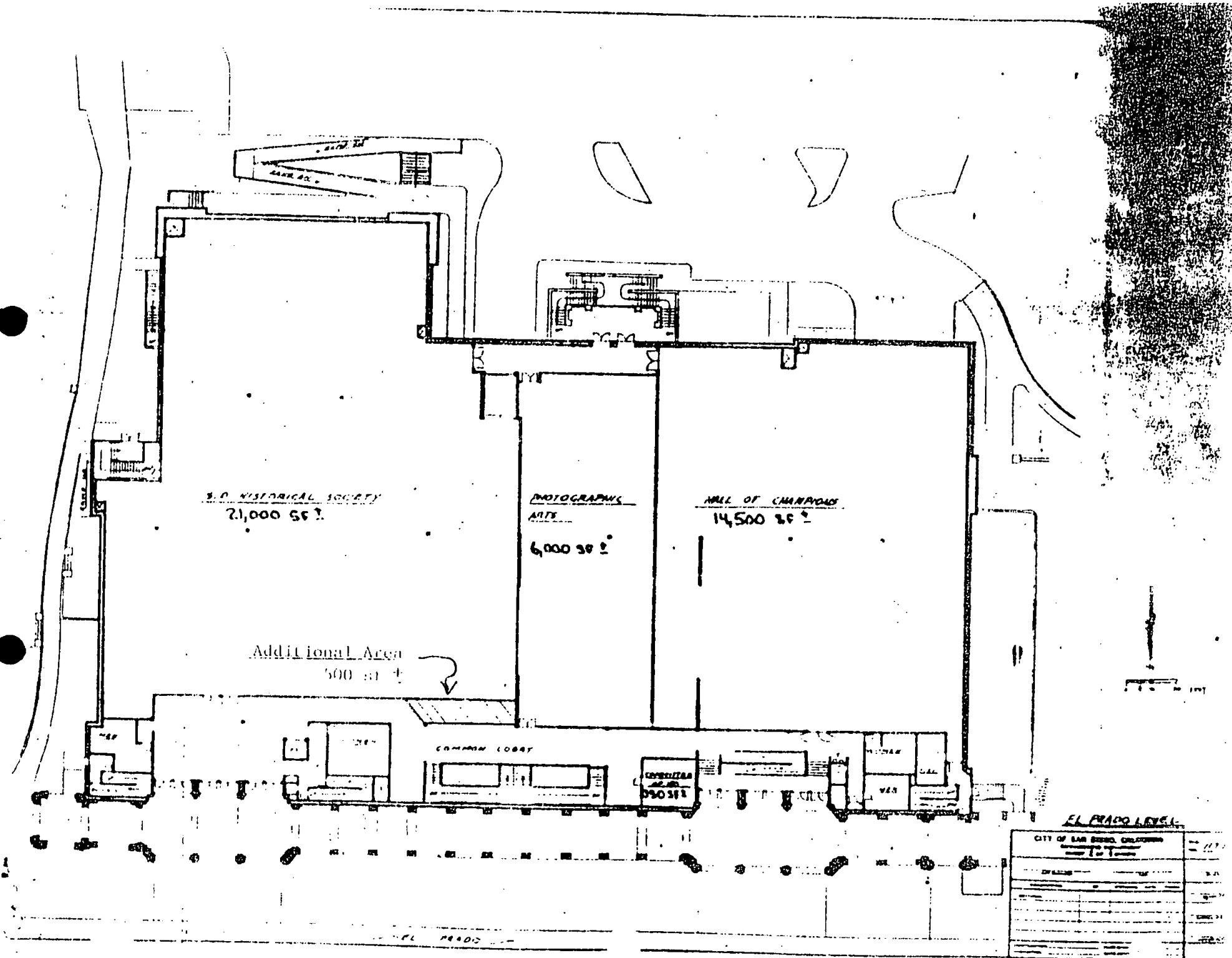
SAN DIEGO HISTORICAL SOCIETY
a non-profit California corporation

By 

I HEREBY APPROVE the form and legality of the foregoing agreement
this 25th day of February, 1985.

JOHN W. WITT, City Attorney

By 
Curtis M. Fitzpatrick
Assistant City Attorney



*Wail Roberts Jr
Park & Rec*
(R-85-1459)

RESOLUTION NUMBER R- 262593

RECEIVED

ADOPTED ON FEB 25 1985

MAR 7 1985

PARK AND RECREATION
CENTRAL DIVISION

BE IT RESOLVED, by the Council of The City of San Diego, that the City Manager be and he is hereby authorized and empowered to execute, for and on behalf of said City, a SECOND AMENDMENT TO AGREEMENT with the SAN DIEGO HISTORICAL SOCIETY, for use and occupancy of a portion of the Casa de Balboa (Electric Building), Balboa Park, under the terms and conditions set forth in the Second Amendment to Agreement on file in the office of the City Clerk as Document No. RR- 262593.

APPROVED: John W. Witt, City Attorney

By

C. M. Fitzpatrick
C. M. Fitzpatrick
Assistant City Attorney

CMF:js:263.1

2/8/85

Or.Dept:Pk.&Rec.

R-85-1459

Form=r.auagr

FILED MAY 31 1983
OFFICE OF THE CITY CLERK
SAN DIEGO, CALIFORNIA

ORIGINAL

FIRST AMENDMENT TO AGREEMENT

THIS FIRST AMENDMENT TO AGREEMENT is made by THE CITY OF SAN DIEGO, a municipal corporation, herein called "City", and SAN DIEGO HISTORICAL SOCIETY, a California nonprofit public benefit corporation, hereinafter called "Corporation".

RECITALS

A. On April 13, 1981, Corporation and City entered into an agreement for the management and operation of a public museum known as San Diego Historical Society in Balboa Park. The original Agreement is on file in the Office of the City Clerk as Document No. RR253882.

B. City and Corporation mutually desire to amend said agreement.

NOW THEREFORE, in consideration of the recitals and the mutual obligations of the parties as herein expressed, City and Corporation agree as follow:

1. Amend Paragraph 2c, to read as follows:

2c. Corporation shall have the right to charge reasonable admission fees; however, at least one day per month shall be designated as a day when no fees for admission will be charged. Any schedule of admission fees will be subject to prior approval by the City Manager.

2. Amend Paragraph 2d, to read as follows:

2d. Corporation may, subject to the approval of the City Manager, operate a gift shop in the Building and sell

to the general public non-alcoholic beverages, light refreshments, packaged food items and articles which primarily relate to subjects on display or activities conducted in the Museum, including, but not limited to, books, periodicals and related artifacts. All profits realized by said gift shop shall be used only for Museum purposes. The term "Museum purposes" as contained in this paragraph 2.d. shall mean operating, maintenance and improvement costs incurred in connection with the operation of the Museum premises as described in Exhibit "A" or at the other facilities of the Corporation operated in the City of San Diego. No profits from the operation of the gift shop shall be used for other purposes than as described above.

IN WITNESS WHEREOF, this First Amendment to Agreement is executed by the City, acting by and through its City Manager, pursuant to Resolution No. R- 258568 authorizing such execution and by Corporation.

Dated this 31ST day of MAY, 1983.

THE CITY OF SAN DIEGO,
a municipal corporation

By Jerome G. Hoover
ASSISTANT TO THE City Manager

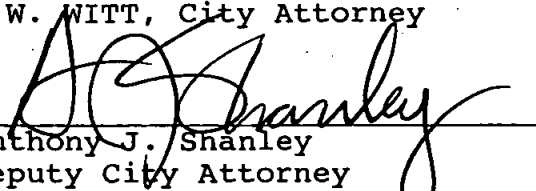
SAN DIEGO HISTORICAL SOCIETY
a non-profit California corporation

By Edward C. Brown
President

I HEREBY APPROVE the form and legality of the foregoing
agreement this 6th day of July, 1983.

JOHN W. WITT, City Attorney

By


Anthony J. Shanley
Deputy City Attorney

AJS:js
4/29/83

RESOLUTION NUMBER R- 258568
MAY 31 1983

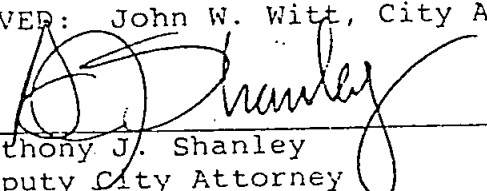
Adopted on _____

BE IT RESOLVED, by the Council of The City of San Diego as follows:

That the City Manager be and he is hereby authorized and empowered to execute, for and on behalf of said City, Amendments to Agreements with SAN DIEGO AERO-SPACE MUSEUM and THE INTERNATIONAL AEROSPACE HALL OF FAME, ⁽¹⁾SAN DIEGO MUSEUM ASSOCIATION, ⁽²⁾FINE ARTS SOCIETY OF SAN DIEGO, ⁽³⁾SAN DIEGO HISTORICAL SOCIETY, ⁽⁴⁾SAN DIEGO HISTORICAL SOCIETY (SERRA MUSUEM), ⁽⁵⁾SAN DIEGO HALL OF CHAMPIONS, INC., ⁽⁶⁾SAN DIEGO SOCIETY OF NATURAL HISTORY, ⁽⁷⁾CENTER FOR THE PHOTOGRAPHIC ARTS, ⁽⁸⁾SAN DIEGO MODEL RAILROAD MUSEUM, ⁽⁹⁾BALBOA ART CONSERVATION CENTER, for the management and operation of museums and galleries in Balboa Park, under the terms and conditions set forth in the Amendments to Agreements on file in the office of the City Clerk as Documents No. RR- 258568-1; RR- 258568-2; RR- 258568-3; RR- 258568-4; RR- 258568-5; RR- 258568-6; RR- 258568-7; RR- 258568-8; RR- 258568-9; RR- 258568-10; respectively.

APPROVED: John W. Witt, City Attorney

By


Anthony J. Shanley
Deputy City Attorney

AJS:js:263.1

5/3/83

Or.Dept:Pk. & Rec.

Form=r.none