

DOCUMENT NO. RR-258568-9

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

DUPLICATE

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 MODEL RAILROAD MUSEUM, 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 Model Railroad Museum in Balboa Park. The original Agreement is on file in the Office of the City Clerk as Document No. RR253884.

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:

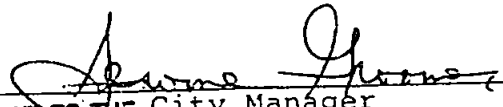
2d. Corporation may, subject to the approval of the City Manager, operate a gift shop in the Building and sell

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.

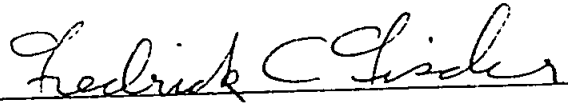
IN WITNESS WHEREOF, this First Amendment to Agreement is executed by the City, acting by and through its City Manager, pursuant to Resolution No. R- 258568 authorizing such execution and by Corporation.

Dated this 31ST day of MAY, 1983.

THE CITY OF SAN DIEGO,
a municipal corporation

By 
ASSISTANT TO THE City Manager

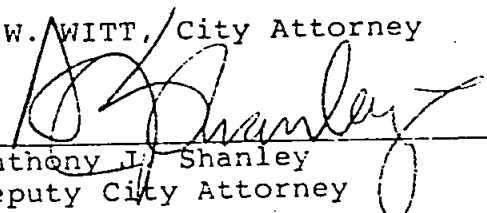
SAN DIEGO MODEL RAILROAD MUSEUM
a non-profit California corporation

By 

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

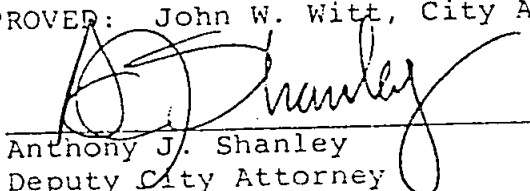
RESOLUTION NUMBER R- 258568
MAY 31 1983
Adopted on _____

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, ^②SAN DIEGO MUSEUM ASSOCIATION, ^③FINE ARTS SOCIETY OF SAN DIEGO, ^④SAN DIEGO HISTORICAL SOCIETY, ^⑤SAN DIEGO HISTORICAL SOCIETY (SERRA MUSUEM), ^⑥SAN DIEGO HALL OF CHAMPIONS, INC., ^①SAN DIEGO SOCIETY OF NATURAL HISTORY, ^⑦CENTER FOR THE PHOTOGRAPHIC ARTS, ^⑧SAN DIEGO MODEL RAILROAD MUSEUM, ^⑨BALBOA 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

Passed and adopted by the Council of The City of San Diego
on MAY 31 1983, by the following vote:

YEAS: Mitchell, McColl, Jones, Struiksma, Gotch, Murphy, Martinez,
Hedgecock.

NAYS: None.

NOT PRESENT: Cleator.

AUTHENTICATED BY:

ROGER HEDGECOCK
Mayor of The City of San Diego, California.

CHARLES G. ABDELNOUR
City Clerk of The City of San Diego, California.

(SEAL)

By JUNE A. BLACKNELL, Deputy.

I HEREBY CERTIFY that the above and foregoing is a full,
true and correct copy of RESOLUTION NO. R- 258568

passed and adopted by the Council of The City of San Diego,
California, on MAY 31 1983.

CHARLES G. ABDELNOUR
City Clerk of The City of San Diego, California.

(SEAL)

By June A. Blacknell, Deputy.