

AMENDMENT 1
MEMORANDUM OF UNDERSTANDING
HARDEN RANCH TRAFFIC SIGNAL
AT NORTH MAIN STREET AND CHEROKEE DRIVE

WHEREAS, the City of Salinas, a California charter city hereinafter referred to as "the City," Salinas, and Shopping Center Associates Limited Partnership, a California limited partnership hereinafter referred to as SSCA, and Harden Ranch Plaza Associates, LLC, a Delaware Limited Liability Company hereinafter referred to as Harden Associates have previously entered into an MOU effective December 19, 2017, regarding the desire to construct a traffic signal at the intersection of North Main Street and Cherokee Drive (Attachment A); and

WHEREAS, both parties have agreed that no public contribution to this project will be provided, including but not limited to waiving of permit fees. Consequently both parties have determined that the project will not be subject to prevailing wage.

WHEREAS, Section 4 of the MOU shall be deleted and replaced as follows:

4. Review and Approval Process. The contractor(s) selected by the Harden Owners will design and construct the traffic signal and associated intersection improvements in accordance with requirements for a City public works project. The City will review plans, specifications, and required submittals for compliance with City standards. Plans, Specifications and Estimates (PS&E) will be brought to the City Council for approval. The City will provide inspection services to ensure compliance with approved plans, and other public works requirements. Upon meeting the City's requirements, the completed project will be brought to the City Council for acceptance and for operations and maintenance. The City reserves the right to retime, or modify the intersection after the project depending on traffic conditions.

WHEREAS; all of the provisions of the original MOU not specifically deleted or replaced herein shall remain in full force and effect.

NOW THEREFORE, BOTH PARTIES DO AGREE THAT the MOU shall be modified as noted in this Amendment 1.

IN WITNESS WHEREOF, the undersigned, as authorized representatives of the City and of the Harden Owners, have entered into this MOU on the date first written above.

CITY OF SALINAS

Joe Gunter, Mayor

APPROVED AS TO FORM:

Christopher A. Callihan, City Attorney
ATTEST:

Patricia M. Barajas, City Clerk


SALINAS SHOPPING CENTER ASSOCIATES LIMITED PARTNERSHIP
A California Limited Partnership

By: SSCA, LLC, a Delaware Limited Liability Company
Its: General Partner



Russell R. Pratt, Manager

HARDEN RANCH PLAZA ASSOCIATES, LLC
A Delaware Limited Liability Company
By: JFG Realty Services, Inc.
A California Limited Liability Company



J. Fred Goldsmith