

AMENDMENT NO. 6 TO VETERANS MEMORIAL MONUMENT AGREEMENT

This Amendment No. 6 ("Amendment No. 6"), effective as of March 15, 2022, is entered into by and between the City of Yorba Linda and the Yorba Linda Veterans Memorial Association concerning the Veterans Memorial Monument.

RECITALS

- A. The City of Yorba Linda ("City") is a general law city duly organized and existing under and by virtue of the laws of the State of California.
- B. The Yorba Linda Veterans Memorial Association ("Association") is a non-profit corporation (EIN 83-0435079) duly organized under the State of California and has qualified as a non-profit organization for purposes of Internal Revenue Code 501(c)(3).
- C. The City and Association duly executed and entered into that certain Veterans Memorial Monument Agreement ("Initial Agreement") on or about May 20, 2008, and those certain amendments including Amendment No. 1 effective April 21, 2009 ("Amendment No. 1"), Amendment No. 2 effective June 2, 2009 ("Amendment No. 2"), Amendment No. 3 effective April 20, 2010 ("Amendment No. 3"), Amendment No. 4 effective August 2, 2016 ("Amendment No. 4"), and Amendment No. 5 effective June 2, 2020 ("Amendment No. 5"). The Initial Agreement and all amendments thereto are collectively referred to as "Agreement". By letter agreement dated August 24, 2009, the City and Association also entered into a Memorial Transfer Agreement whereby the City accepted the transfer of the Memorial as a gift from the Association.
- D. The purpose of Amendment No. 6 is to provide for an addition to the Memorial for the construction of a Flag Stand Wall.
- E. Except as otherwise expressly provided herein, this Amendment No. 6 does not supersede the Agreement, and the remainder of the Agreement and all terms thereof remain in full force and effect.

TERMS AND CONDITIONS

In consideration of the following terms and conditions, the Parties agree as follows:

1. The Memorial, as defined in the Agreement, is hereby expanded to include the Flag Stand Wall identified on the Site Plan attached hereto as Exhibit A. The Association has committed to fund the construction and installation of the addition in accordance with the terms of the Agreement and to donate same to the City upon completion. The Association has undertaken such fundraising through private grants and non-encumbered donations to the Association.
2. An addition of the Flag Stand Wall is hereby authorized by the City under the same terms as provided in the Agreement and the City authorizes and grants the Association access to the Memorial and Memorial premises, including Veterans Park, for purposes of constructing the Flag Stand Wall as provided herein. Such access includes appropriate signage promoting the addition and donations thereof. This addition as to design and location thereof have been approved by the City and the City shall provide inspection services as to such work as is customarily provided on a project of this sort and without permit fee or charge. Said addition as provided for and authorized herein is depicted in Exhibit A hereof, which is incorporated by this reference.
3. Any contracts entered into by the Association with any contractor or subcontractor for work or services on the work described in this Amendment No. 6 shall include provisions requiring insurance coverage as set forth in Section 6 of the Initial Agreement. It is understood that the Association has contracted with Building Construction Specialties, Inc. ("BCSI") for the construction of the Flag Stand Wall provided herein. Appropriate certificates of insurance have or will be provided by BCSI as specified in said Section 6, including a provision naming the City and its agents as additional insureds as specified in said Section 6. There is no Builder's Risk insurance required, as provided under Section 6.4, for the Flag Stand Wall.
4. Upon completion of the Flag Stand Wall, it shall be donated to and shall become the City's property under the terms of the Agreement and the City shall be responsible for the maintenance and up-keep thereof as provided in the Agreement. If the Flag Stand Wall is destroyed or damaged beyond normal maintenance, the City may repair or replace the Flag Stand Wall at its sole discretion but has no obligation to repair or replace the Flag Stand Wall. Upon acceptance of the Flag Stand Wall, the City and Association agree that the City's acceptance of said gift is subject to the same terms and conditions set forth in the Memorial Transfer Agreement referenced in Recital C above.

Amendment No. 6 to Veterans Memorial Monument Agreement
Page 3

5. Attached hereto as Exhibit A is the Site Plan for the Flag Stand Wall and associated site work that is incorporated herein.

So executed effective March 15, 2022, by the City and the Association.

YORBA LINDA VETERANS MEMORIAL ASSOCIATION

By: Muel Sch

Its: Chairman, YL VMA

CITY OF YORBA LINDA

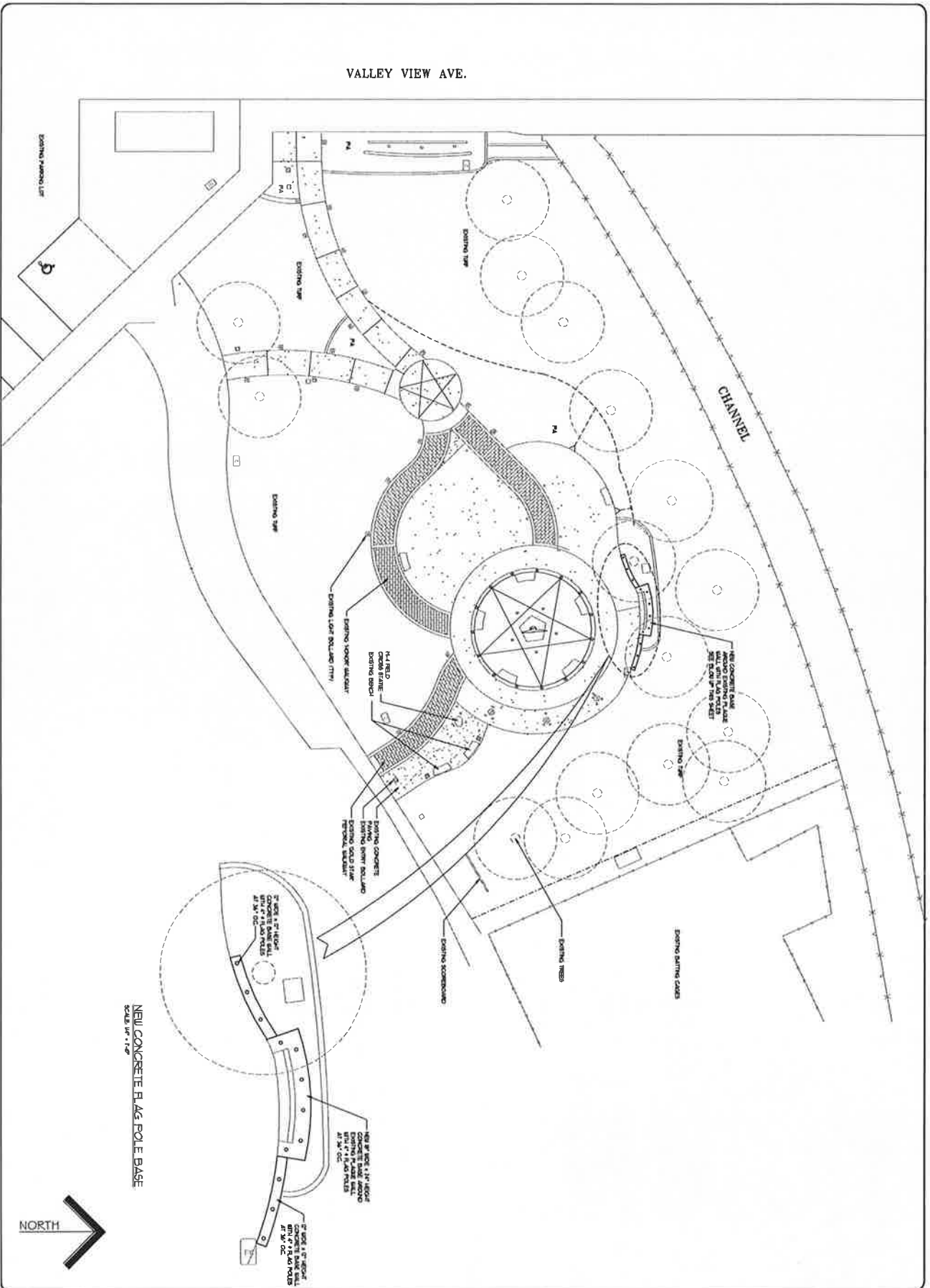
Carlos Rodriguez
Mayor

ATTEST:

Marcia Brown, City Clerk
City of Yorba Linda

APPROVED AS TO FORM:

Todd Litfin, City Attorney
Rutan & Tucker, LLP



NO.	DATE	BY
1	10/20/07	SSA
2	11/14/07	SSA
3	12/11/07	SSA
4	1/15/08	SSA
5	2/11/08	SSA
6	3/11/08	SSA
7	4/11/08	SSA
8	5/11/08	SSA
9	6/11/08	SSA
10	7/11/08	SSA
11	8/11/08	SSA
12	9/11/08	SSA
13	10/11/08	SSA
14	11/11/08	SSA
15	12/11/08	SSA
16	1/11/09	SSA
17	2/11/09	SSA
18	3/11/09	SSA
19	4/11/09	SSA
20	5/11/09	SSA
21	6/11/09	SSA
22	7/11/09	SSA
23	8/11/09	SSA
24	9/11/09	SSA
25	10/11/09	SSA
26	11/11/09	SSA
27	12/11/09	SSA
28	1/11/10	SSA
29	2/11/10	SSA
30	3/11/10	SSA
31	4/11/10	SSA
32	5/11/10	SSA
33	6/11/10	SSA
34	7/11/10	SSA
35	8/11/10	SSA
36	9/11/10	SSA
37	10/11/10	SSA
38	11/11/10	SSA
39	12/11/10	SSA
40	1/11/11	SSA
41	2/11/11	SSA
42	3/11/11	SSA
43	4/11/11	SSA
44	5/11/11	SSA
45	6/11/11	SSA
46	7/11/11	SSA
47	8/11/11	SSA
48	9/11/11	SSA
49	10/11/11	SSA
50	11/11/11	SSA
51	12/11/11	SSA
52	1/11/12	SSA
53	2/11/12	SSA
54	3/11/12	SSA
55	4/11/12	SSA
56	5/11/12	SSA
57	6/11/12	SSA
58	7/11/12	SSA
59	8/11/12	SSA
60	9/11/12	SSA
61	10/11/12	SSA
62	11/11/12	SSA
63	12/11/12	SSA
64	1/11/13	SSA
65	2/11/13	SSA
66	3/11/13	SSA
67	4/11/13	SSA
68	5/11/13	SSA
69	6/11/13	SSA
70	7/11/13	SSA
71	8/11/13	SSA
72	9/11/13	SSA
73	10/11/13	SSA
74	11/11/13	SSA
75	12/11/13	SSA
76	1/11/14	SSA
77	2/11/14	SSA
78	3/11/14	SSA
79	4/11/14	SSA
80	5/11/14	SSA
81	6/11/14	SSA
82	7/11/14	SSA
83	8/11/14	SSA
84	9/11/14	SSA
85	10/11/14	SSA
86	11/11/14	SSA
87	12/11/14	SSA
88	1/11/15	SSA
89	2/11/15	SSA
90	3/11/15	SSA
91	4/11/15	SSA
92	5/11/15	SSA
93	6/11/15	SSA
94	7/11/15	SSA
95	8/11/15	SSA
96	9/11/15	SSA
97	10/11/15	SSA
98	11/11/15	SSA
99	12/11/15	SSA
100	1/11/16	SSA
101	2/11/16	SSA
102	3/11/16	SSA
103	4/11/16	SSA
104	5/11/16	SSA
105	6/11/16	SSA
106	7/11/16	SSA
107	8/11/16	SSA
108	9/11/16	SSA
109	10/11/16	SSA
110	11/11/16	SSA
111	12/11/16	SSA
112	1/11/17	SSA
113	2/11/17	SSA
114	3/11/17	SSA
115	4/11/17	SSA
116	5/11/17	SSA
117	6/11/17	SSA
118	7/11/17	SSA
119	8/11/17	SSA
120	9/11/17	SSA
121	10/11/17	SSA
122	11/11/17	SSA
123	12/11/17	SSA
124	1/11/18	SSA
125	2/11/18	SSA
126	3/11/18	SSA
127	4/11/18	SSA
128	5/11/18	SSA
129	6/11/18	SSA
130	7/11/18	SSA
131	8/11/18	SSA
132	9/11/18	SSA
133	10/11/18	SSA
134	11/11/18	SSA
135	12/11/18	SSA
136	1/11/19	SSA
137	2/11/19	SSA
138	3/11/19	SSA
139	4/11/19	SSA
140	5/11/19	SSA
141	6/11/19	SSA
142	7/11/19	SSA
143	8/11/19	SSA
144	9/11/19	SSA
145	10/11/19	SSA
146	11/11/19	SSA
147	12/11/19	SSA
148	1/11/20	SSA
149	2/11/20	SSA
150	3/11/20	SSA
151	4/11/20	SSA
152	5/11/20	SSA
153	6/11/20	SSA
154	7/11/20	SSA
155	8/11/20	SSA
156	9/11/20	SSA
157	10/11/20	SSA
158	11/11/20	SSA
159	12/11/20	SSA
160	1/11/21	SSA
161	2/11/21	SSA
162	3/11/21	SSA
163	4/11/21	SSA
164	5/11/21	SSA
165	6/11/21	SSA
166	7/11/21	SSA
167	8/11/21	SSA
168	9/11/21	SSA
169	10/11/21	SSA
170	11/11/21	SSA
171	12/11/21	SSA
172	1/11/22	SSA
173	2/11/22	SSA
174	3/11/22	SSA
175	4/11/22	SSA
176	5/11/22	SSA
177	6/11/22	SSA
178	7/11/22	SSA
179	8/11/22	SSA
180	9/11/22	SSA
181	10/11/22	SSA
182	11/11/22	SSA
183	12/11/22	SSA
184	1/11/23	SSA
185	2/11/23	SSA
186	3/11/23	SSA
187	4/11/23	SSA
188	5/11/23	SSA
189	6/11/23	SSA
190	7/11/23	SSA
191	8/11/23	SSA
192	9/11/23	SSA
193	10/11/23	SSA
194	11/11/23	SSA
195	12/11/23	SSA
196	1/11/24	SSA
197	2/11/24	SSA
198	3/11/24	SSA
199	4/11/24	SSA
200	5/11/24	SSA
201	6/11/24	SSA
202	7/11/24	SSA
203	8/11/24	SSA
204	9/11/24	SSA
205	10/11/24	SSA
206	11/11/24	SSA
207	12/11/24	SSA
208	1/11/25	SSA
209	2/11/25	SSA
210	3/11/25	SSA
211	4/11/25	SSA
212	5/11/25	SSA
213	6/11/25	SSA
214	7/11/25	SSA
215	8/11/25	SSA
216	9/11/25	SSA
217	10/11/25	SSA
218	11/11/25	SSA
219	12/11/25	SSA
220	1/11/26	SSA
221	2/11/26	SSA
222	3/11/26	SSA
223	4/11/26	SSA
224	5/11/26	SSA
225	6/11/26	SSA
226	7/11/26	SSA
227	8/11/26	SSA
228	9/11/26	SSA
229	10/11/26	SSA
230	11/11/26	SSA
231	12/11/26	SSA
232	1/11/27	SSA
233	2/11/27	SSA
234	3/11/27	SSA
235	4/11/27	SSA
236	5/11/27	SSA
237	6/11/27	SSA
238	7/11/27	SSA
239	8/11/27	SSA
240	9/11/27	SSA
241	10/11/27	SSA
242	11/11/27	SSA
243	12/11/27	SSA
244	1/11/28	SSA
245	2/11/28	SSA
246	3/11/28	SSA
247	4/11/28	SSA
248	5/11/28	SSA
249	6/11/28	SSA
250	7/11/28	SSA
251	8/11/28	SSA
252	9/11/28	SSA
253	10/11/28	SSA
254	11/11/28	SSA
255	12/11/28	SSA
256	1/11/29	SSA
257	2/11/29	SSA
258	3/11/29	SSA
259	4/11/29	SSA
260	5/11/29	SSA
261	6/11/29	SSA
262	7/11/29	SSA
263	8/11/29	SSA
264	9/11/29	SSA
265	10/11/29	SSA
266	11/11/29	SSA
267	12/11/29	SSA
268	1/11/30	SSA
269	2/11/30	SSA
270	3/11/30	SSA
271	4/11/30	SSA
272	5/11/30	SSA
273	6/11/30	SSA
274	7/11/30	SSA
275	8/11/30	SSA
276	9/11/30	SSA
277	10/11/30	SSA
278	11/11/30	SSA
279	12/11/30	SSA
280	1/11/31	SSA
281	2/11/31	SSA
282	3/11/31	SSA
283	4/11/31	SSA
284	5/11/31	SSA
285	6/11/31	SSA
286	7/11/31	SSA
287	8/11/31	SSA
288	9/11/31	SSA
289	10/11/31	SSA
290	11/11/31	SSA
291	12/11/31	SSA
292	1/11/32	SSA
293	2/11/32	SSA
294	3/11/32	SSA
295	4/11/32	SSA
296	5/11/32	SSA
297	6/11/32	SSA
298	7/11/32	SSA
299	8/11/32	SSA
300	9/11/32	SSA
301	10/11/32	SSA
302	11/11/32	SSA
303	12/11/32	SSA
304	1/11/33	SSA
305	2/11/33	SSA
306	3/11/33	SSA
307	4/11/33	SSA
308	5/11/33	SSA
309	6/11/33	SSA
310	7/11/33	SSA
311	8/11/33	SSA
312	9/11/33	SSA
313	10/11/33	SSA
314	11/11/33	SSA
315	12/11/33	SSA
316	1/11/34	SSA
317	2/11/34	SSA
318	3/11/34	SSA
319	4/11/34	SSA
320	5/11/34	SSA
321	6/11/34	SSA
322	7/11/34	SSA
323	8/11/34	SSA
324	9/11/34	SSA
325	10/11/34	SSA
326	11/11/34	SSA
327	12/11/34	SSA
328	1/11/35	SSA
329	2/11/35	SSA
330	3/11/35	SSA
331	4/11/35	SSA
332	5/11/35	SSA
333	6/11/35	SSA
334	7/11/35	SSA
335	8/11/35	SSA
336	9/11/35	SSA
337	10/11/35	SSA
338	11/11/35	SSA
339	12/11/35	SSA
340	1/11/36	SSA
341	2/11/36	SSA
342	3/11/36	SSA
343	4/11/36	SSA
344	5/11/36	SSA
345	6/11/36	SSA
346	7/11/36	SSA
347	8/11/36	SSA
348	9/11/36	SSA
349	10/11/36	SSA
350	11/11/36	SSA
351	12/11/36	SSA
352	1/11/37	SSA
353	2/11/37	SSA
354	3/11/37	SSA
355	4/11/37	SSA
356	5/11/37	SSA
357	6/11/37	SSA
358	7/11/37	SSA
359	8/11/37	SSA
360	9/11/37	SSA
361	10/11/37	SSA
362	11/11/37	SSA
363	12/11/37	SSA
364	1/11/38	SSA
365	2/11/38	SSA
366	3/11/38	SSA
367	4/11/38	SSA
368	5/11/38	SSA
369	6/11/38	SSA
370	7/11/38	SSA
371	8/11/38	SSA
372	9/11/38	SSA
373	10/11/38	SSA
374	11/11/38	SSA
375	12/11/38	SSA
376	1/11/39	SSA
377	2/11/39	SSA
378	3/11/39	SSA
379	4/11/39	SSA
380	5/11/39	SSA
381	6/11/39	SSA
382	7/11/39	SSA
383	8/11/39	SSA
384	9/11/39	SSA
385	10/11/39	SSA
386	11/11/39	SSA
387	12/11/39	SSA
388	1/11/40	SSA
389	2/11/40	SSA
390	3/11/40	SSA
391	4/11/40	SSA
392	5/11/40	SSA
393		