

## **SECOND AMENDMENT TO AVIATION LEASE**

### **GILLESPIE FIELD**

THIS SECOND AMENDMENT TO AVIATION LEASE ("Amendment") is made and entered into this \_\_\_\_\_ day of \_\_\_\_\_, 2019, by and between the COUNTY OF SAN DIEGO ("County"), and SKY HARBOR HANGARS, a general partnership ("Lessee"), with reference to the following facts:

#### **R E C I T A L S**

A. County entered into an Aviation Lease with Sky Harbor Hangars, a general partnership, on September 15, 2010; said Lease also being known as County of San Diego Contract No. 503284 ("Lease").

B. The Lease was amended on September 12, 2012 to reduce the leasehold premises to 10.917 acres and to proportionately adjust the rental amount.

C. County and Lessee desire to further amend the Lease to adjust Base Monthly Rent beginning December 1, 2019.

NOW THEREFORE, in consideration of the above Recital and the mutual promises contained herein, the parties agree to amend and supplement the Lease, as follows:

**1. Amendment of Lease.**

**1.1 Section 4.1 Base Monthly Rent is hereby amended to read in its entirety as follows:**

“4.1 Base Monthly Rent. For the period beginning December 1, 2019 and ending July 31, 2020, Lessee shall pay as rent for the use and occupancy of the Premises, in advance, on or before the first calendar day of each calendar month (“Rent Due Date”), without setoff, deduction, prior notice or demand, the Base Monthly Rent in the amount of, Thirteen Thousand Seven Hundred Ninety-Eight Dollars and Sixty-Five Cents (\$13,798.65).”

**2. Effect of Amendment. Except as amended in this Second Amendment, the Lease shall remain in full force and effect. In the event of a conflict between the provisions of the Lease and those of this Amendment, this Amendment shall control.**

*< Remainder of page intentionally left blank >*

IN WITNESS WHEREOF, the parties have executed this Second Amendment to  
Aviation Lease on the date first written above.

Lessee:  
SKY HARBOR HANGARS,  
a general partnership

By: Arthur Rivkin  
ARTHUR RIVKIN, General Partner

By: Jeannie Rivkin  
JEANNIE RIVKIN, General Partner

By: Thomas L. Harding  
THOMAS L. HARDING, General Partner

County:  
COUNTY OF SAN DIEGO, a political  
subdivision of the State of California

By: Andrew Potter DATE: 10/21/19  
Andrew Potter  
Clerk of the Board

Approved and/or authorized by the  
Board of Supervisors of the County of San Diego.  
Meeting Date: 10/16/19 Minute Order No. 10  
By: C. Rocke Date: 10/21/19  
Deputy Clerk of the Board Supervisors

APPROVED AS TO FORM AND LEGALITY  
COUNTY COUNSEL

BY Emily Helms  
SENIOR DEPUTY