

**CITY OF BURLINGAME
FIRST AMENDMENT TO MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF
BURLINGAME AND THE CITY OF EAST PALO ALTO**

This First Amendment to Memorandum of Understanding ("First Amendment") entered into and effective on October ___, 2025, amends the Memorandum of Understanding dated June 23, 2023 between the City of Burlingame ("City") and the City of East Palo Alto ("Agency") (collectively, the "Parties") for participation in the Multijurisdictional Environmental Justice Element Project between the City of Burlingame, the City of East Palo Alto, and the County of San Mateo.

RECITALS

WHEREAS, on June 1, 2023, the City and Agency entered into a Memorandum of Understanding ("MOU"), attached hereto as Exhibit A, for participation in the Multijurisdictional Environmental Justice Element Project (hereinafter referred to as "the Project"); and

WHEREAS, the term of the MOU expired on June 1, 2025; and

WHEREAS, notwithstanding expiration of the MOU, the Parties have continued to operate and perform under the terms and conditions of the MOU; and

WHEREAS, notwithstanding expiration of the MOU, the Parties now desire to formally extend the MOU and acknowledge that all terms, conditions, and requirements of the MOU remained in effect until a new amended expiration date of December 31, 2026, in order to accommodate the duration of time needed to complete the outreach summaries and technical appendices, develop the draft Environmental Justice Elements, and adopt processes tailored to each jurisdiction.

WHEREAS, the Parties desire to amend the Agreement to further the Parties' interests.

NOW, THEREFORE, IT IS AGREED AS FOLLOWS:

1. Section V of the Memorandum of Understanding is hereby replaced to read as follows:

This Amendment commences on full execution hereof and terminates on December 31, 2026 unless otherwise extended or terminated pursuant to the provisions hereof. Agency agrees to diligently prosecute the services to be provided under this Amendment to completion and in accordance with any schedules specified herein. In the performance of this Agreement, time is of the essence. Time extensions for delays beyond the Agency's control, other than delays caused by the City, shall be requested in writing to the City's Contract Administrator prior to the expiration of the specified completion date.

IN WITNESS WHEREOF, the Parties have executed this First Amendment to the Agreement as of the date first written above.

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CITY OF BURLINGAME

Approved By:

Lisa Goldman
City Manager

Date

Attested By:

City Clerk

Approved As To Form:

City Attorney

CITY OF EAST PALO ALTO

Melvin E. Gaines
City Manager

Date