

FIRST AMENDMENT  
TO  
JOINT POWERS AGREEMENT  
BY AND BETWEEN  
OHLONE COMMUNITY COLLEGE DISTRICT  
AND  
WASHINGTON TOWNSHIP HEALTH CARE DISTRICT  
RESOLUTION # 15/08-09

THIS FIRST AMENDMENT to the JOINT POWERS AGREEMENT (hereinafter "Agreement") entered into on June 25, 2003 by and between OHLONE COMMUNITY COLLEGE DISTRICT (hereinafter "OHLONE") and WASHINGTON TOWNSHIP HEALTH CARE DISTRICT (hereinafter "WASHINGTON") is made, effective the 8th day of April, 2009 ("Effective Date").

RECITALS

- A. WHEREAS, OHLONE and WASHINGTON entered into the Agreement on June 25, 2003 for a period of six years.
- B. WHEREAS, the Agreement is set to terminate on June 24, 2009.
- C. WHEREAS, OHLONE and WASHINGTON wish to extend the term of the Agreement until December 31, 2009.

NOW, THEREFORE, in consideration of the foregoing and additional consideration set forth below, the parties agree as follows:

- 1. Extension of Term of Agreement. The Agreement shall continue in full force and effect until December 31, 2009, or earlier if terminated by mutual agreement of the parties hereto.
- 2. Board Approval. This First Amendment is subject to the express approvals of OHLONE's Board of Trustees and WASHINGTON's Board of Directors, which shall be requested in each case at the next regularly scheduled Board meeting.
- 3. Conflicts. If any portion of this First Amendment is inconsistent with the terms of the Agreement, the terms of this First Amendment shall prevail.
- 4. Definitions. Except as set forth above, the remaining provisions of the Agreement are ratified in their entirety. The definitions set forth in the Agreement are incorporated in this First Amendment by reference.
- 5. Counterparts. This First Amendment may be executed in two or more faxed counterparts, each of which shall be an original, but all of which shall constitute one and the same

instrument.

6. Other Terms and Conditions. All other terms and conditions of the Agreement shall remain in full force and effect.

IN WITNESS WHEREOF, the parties have executed this First Amendment as of the Effective Date.

Washington Hospital Health Care District

Ohlone Community College District

By: \_\_\_\_\_  
Nancy Farber  
Chief Executive Officer

By: \_\_\_\_\_  
Gari Browning  
President