

City of Valdez
SCALE HOUSE USE AGREEMENT
AT THE
VALDEZ CONTAINER TERMINAL SCALE FACILITY
AMENDMENT NO. 1

This **SCALE HOUSE USE AGREEMENT AMENDMENT NO. 1** is hereby entered into this 1st day of January, 2016, by and between the CITY OF VALDEZ ("City"), an Alaska municipal corporation, whose address is P.O. Box 307, Valdez, Alaska 99686 and SAMSON TUG AND BARGE COMPANY, INC. ("Samson"), an Alaska corporation, whose address is P.O. Box 559, Sitka, AK 99835.

WHEREAS, the City is the owner of a Scale Facility that is located on the Valdez Container Terminal (VCT); and,

WHEREAS, Samson is engaged in the trucking and freight movement business and desires to use the Scale House at the Scale Facility; and,

WHEREAS, the City seeks to act in such a fashion to facilitate the trucking and freight industry; and,

WHEREAS, the City and Samson have entered into a Scale House Use Agreement dated November 10, 2014 ("Agreement"), under the terms of which the City has granted Samson use of the Scale House under the terms and conditions more specifically set forth therein; and,

WHEREAS, the Agreement provides Samson with the option to extend the term of the Agreement for a period of 5-years; and,

WHEREAS, Samson has provided notice to the City of its desire to exercise the 5-year option to extend the term of the Agreement; and,

THEREFORE, the parties wish to modify the Agreement as follows:

1. Section 2. Term. It is hereby amended as follows:

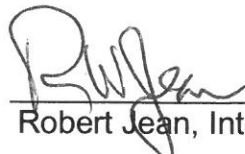
The term of this Agreement shall commence on January 1, 2016, and terminate on December 31, 2020 unless this Agreement is terminated at some earlier date under the terms and conditions set in the Agreement.

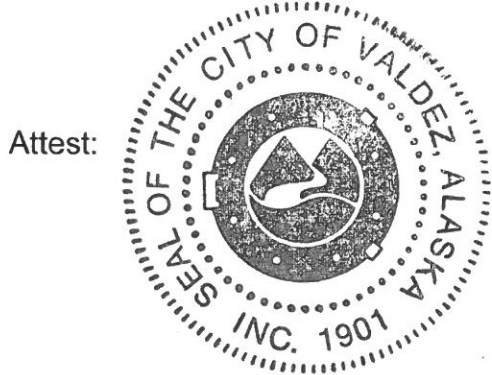
2. All other provisions of the aforementioned Agreement will remain unchanged.

IN WITNESS WHEREOF, the parties have duly executed this Amendment No. 1 to the Agreement as of the day and year first above written.

CITY OF VALDEZ

Date: 1/8/16

By: 
Robert Jean, Interim City Manager



Approved as to Form:


BRENA, BELL & CLARKSON, P.C.

By:  DEPUTY FOR
Sheri L. Pierce, CMC, City Clerk

By: 
Anthony S. Guerriero

SAMSON TUG AND BARGE COMPANY, INC.

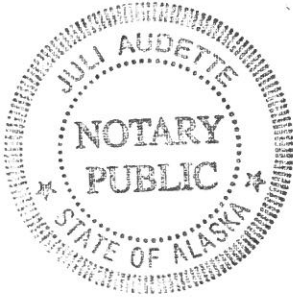
Date: 12-21-15

By: 
Roslyn Dailey, CFO

STATE OF ALASKA)
) ss.
THIRD JUDICIAL DISTRICT)

THIS IS TO CERTIFY that on this 21st day of Dec, 2015, before me, the undersigned, a Notary Public in and for the State of Alaska, personally appeared Roslyn B. Dailey, known to me and to me known to be the individual named in and who executed the foregoing document on behalf of SAMSON TUG AND BARGE COMPANY, INC. and he acknowledged to me that he signed and sealed the same as his free and voluntary act for the uses and purposes therein set forth.

WITNESS my hand and notarial seal the day and year first hereinabove written.



Juli Audette
Notary Public in and for Alaska

My Commission Expires: 03-29-2016