

SECOND AMENDMENT TO INTERGOVERNMENTAL AGREEMENT

THIS SECOND AMENDMENT is to that Intergovernmental Agreement ("IGA") by and between the County of Siskiyou ("County") and the Karuk Tribe ("Tribe"), as amended by the FIRST AMENDMENT, dated October 10, 2019, and is entered into this 17 day of November, 2022, and is effective for the period beginning and including the first quarter of the fourth year of Casino operations.

WHEREAS, the Tribe has developed the Rain Rock Casino in the County of Siskiyou; and,

WHEREAS, the Parties are subject to the above referenced IGA, which provides for the mitigation of impacts of the Casino on the County's criminal justice system; and,

WHEREAS, following the Casino's first year of operations, the Parties met and conferred pursuant to the IGA (Section 3, Alternative 2 and Subsection 3.b.) on criminal justice impacts, each reviewing the first year arrest records and making their respective determinations regarding the number of arrests attributable to the Casino; and,

WHEREAS, both Parties found the administrative burdens associated with the Parties' respective end-of-year reconciliation processes to be excessively time consuming and undesirable; and,

WHEREAS, the IGA provides for written modification or amendment of the IGA when executed by both Parties; and,

WHEREAS, the Parties, following negotiations, amended the IGA to provide for a quarterly \$31,250.00 criminal justice mitigation payment that is not subject to the end-of-year reconciliation process for the Casino's second and third years of operation; and,

WHEREAS, to the present date, the Parties have continued to implement the quarterly criminal justice mitigation payment under the FIRST AMENDMENT and now desire to memorialize the extension of the mitigation payment provision and to update the terms under which the provision would sunset.

NOW THEREFORE, THE PARTIES MUTUALLY AGREE AS FOLLOWS:

Subsection d. of Section 3 of the IGA as added by the FIRST AMENDMENT shall be amended to read as follows:

d. Negotiated Quarterly Criminal Justice Mitigation Payment Following First Year of Operations. In light of the administrative burdens associated with the Parties' end-of-year reconciliation process pursuant to Alternative 2 and Subsection 3.b. for the Casino's first year of operations, and with recognition of the Parties' differing views on the number of arrests attributable to the Casino, the Parties agree, notwithstanding other provisions herein, that beginning in the second year of the Casino's operations, the Tribe shall make quarterly criminal justice mitigation payments to the County in the amount of \$31,250.00. Payments made pursuant to this subsection shall be paid no

later than the last day of each calendar quarter and shall not be subject to reconciliation pursuant to Subsection 3.b. Extraordinary events and felony cases will continue to be subject to subsection 3.c.

Beginning the first quarter after the Phase II expanded Casino and/or related enterprises become operational, the quarterly criminal justice mitigation payments to the County will increase by 3%, and will be in the amount of \$32,187.50. Upon the County determining through the County's additional record keeping that there are greater impacts to its criminal justice system than are mitigated for by this payment, the Parties shall reopen negotiations on the Tribe's criminal justice mitigation payment under this subsection. If agreement between the Parties cannot be reached on a renegotiated mitigation payment, this provision shall sunset at the end of the fourth quarter of the year of the Casino's operations during which the renegotiations took place.

All other terms and conditions of the IGA shall remain in full force and effect.

IN WITNESS WHEREOF, County and Tribe have executed this Second Amendment on the dates set forth below, and each signatory represents that he/she has the authority to execute this agreement and to bind the Party on whose behalf his/her execution is made.

COUNTY OF SISKIYOU

Date: _____

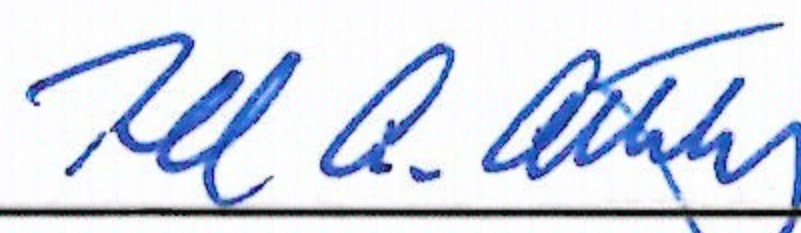
BRANDON A. CRISS, CHAIR
Board of Supervisors
County of Siskiyou, State of California

ATTEST:
LAURA BYNUM
Clerk, Board of Supervisors

By: _____
Deputy

KARUK TRIBE

Date: _____



Russell "Buster" Attebery, Chairman
Karuk Tribe