

ADDENDUM TO CONCESSION AGREEMENT

This Addendum to the Concession Agreement is entered this the \_\_\_ day of August 2018 by and between the Town of Lake Lure (hereinafter "the Town") and Lake Lure Tours, Inc. (hereinafter "LLT"):

WHEREAS, the Town and LLT entered into a "Concession Agreement for the Town of Lake Lure Beach, Marina and Tour Boats" (hereinafter the "concession agreement") dated February 15 2018, which agreement is incorporated herein by reference; and,

WHEREAS, the Concession Agreement, in paragraph 3 provides in part:

The established hours of public admission use of the beach shall be from 10 a.m. through 6 p.m. daily, Memorial Day through Labor Day. The Beach will be opened daily from 9 a.m. to 5 p.m., from one week after Labor Day until two weeks prior to Memorial Day without admission fee; and,

WHEREAS, the Town and LLT have agreed to extend the full-service hours of the Beach on weekends in September and through October 15, 2018; and

WHEREAS, LLT intends to open and operate all facets of the Beach, including lifeguards for swimming and water slide, staff members to operate the non-motorized rental of watercraft; and allowing the public to use both beach house entrances (including changing rooms, gift shops, and Beach #1 deck) and has determined it has staffing adequate to do so;

NOW, THEREFORE, in consideration of the Concession Agreement, and other good and valuable consideration, the sufficiency of which is hereby acknowledged by the parties, the Town and LLT agree as follows:

For 2018 only, unless expressly agreed to by the parties, the Concession Agreement is amended to provide for the operation of the Lake Lure Beach by LLT each weekend (Saturday and Sunday) through October 15, 2018. LLT agrees to open and operate all facets of the Beach, including lifeguards for swimming and water slide, staff members to operate the non-motorized rental of watercraft; and allowing the public to use both beach house entrances (including changing rooms, gift shops, and Beach #1 deck) and LLT will provide staffing adequate to do so. Thereafter, following a two-week "winterizing / closing" procedure, LLT will (per the current Concession Agreement) open and close the Lake Lure Beach DAILY, beginning November 1- through and including at least April 15, 2019 – unstaffed (other than opening/closing and housekeeping as needed), and with no swimming, amenities, or use of interior of beach buildings.

This the 20<sup>th</sup> day of August 2018.

TOWN OF LAKE LURE

*Kevin Cooley*  
Kevin Cooley, Mayor

ATTEST:

*Michelle Jolley* (Seal)  
Michelle Jolley, Town Clerk

LAKE LURE TOURS, INC.

*GW*  
GEORGE WITTMER, PRESIDENT

ATTEST: *GW*  
Secretary

