

**AMENDMENT TO LICENSE AGREEMENT BETWEEN
THE CITY OF ALEXANDRIA AND SPIRIT CRUISES, LLC FOR
THE OPERATION OF CHARTER, SIGHTSEEING & DINNER CRUISES AND
WATER TAXIS SERVICE AT THE ALEXANDRIA MARINA**

THIS AMENDMENT to License Agreement dated April 9, 2018, ("Amendment"), is made this _____ day of _____, 2020 (the "Amendment Effective Date"), by and between the **CITY OF ALEXANDRIA**, a municipal corporation of Virginia ("Licensor"), and **SPIRIT CRUISES, LLC**, Delaware limited liability company ("Licensee").

RECITALS

The Licensor and the Licensee are parties to a License Agreement for the operation of charter services, sightseeing tour boat services, dinner cruises, and water taxi services, collectively "Services" from the Alexandria Marina in the City of Alexandria, Virginia dated April 9, 2018 (the "Original License Agreement").

Paragraph 9.a. of the Original License Agreement between the Spirit Cruises, LLC, and the City of Alexandria was authorized to allow the Licensee to operate water taxi service beginning no earlier than 9:30 a.m., Monday through Friday, to locations along the Potomac River and with vessels identified in 7.e. from the City Marina in the City of Alexandria, Virginia.

The Licensor and the Licensee wish to amend the Original License Agreement effective as of the Amendment Effective Date in order to allow the Licensee to operate water taxi service beginning at 6:30 a.m. notwithstanding any other provision of this Agreement, including and not limited to, paragraph 7.e.

AGREEMENT

NOW THEREFORE, the Licensor and the Licensee, in consideration of the mutual covenants contained herein and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, hereby agree as follows:

1. **TERM/AMENDMENT**. Term of this Amendment shall remain consistent with the Original License Agreement.
2. **LICENSE AMENDMENT OF SECTION 9.a.**

Commuting Services: The parties expressly agree that the Licensed Vessels may be used for commuting purposes from the Alexandria City Marina. Water Taxi Service as provided in paragraph 7.e. shall not commence before 6:30 a.m. on Monday through Friday of any week (with the exception of holidays). However, the Licensee may provide Water Taxi Service with Licensed Vessels prior to 6:30 a.m. for special event activities. The Licensee may undertake new services utilizing the Licensed Vessels and the Berths with the prior written consent of the City Manager.

3. **RATIFICATION**. Except as explicitly amended hereby, the terms of the Agreement

and all exhibits and attachments thereto are ratified and confirmed, and the terms of the Original License Agreement remains in full force and effect.

IN WITNESS WHEREOF this Amendment has been duly executed by the parties hereto all as of the date and year first above written.

LICENSEE:

SPIRIT CRUISES, LLC, Delaware
Limited Liability Company

By:

Paul Belforti
Title: COO

LICENSOR:

THE CITY OF ALEXANDRIA,
VIRGINIA, a municipal corporation
of the Commonwealth of Virginia

By:

Mark Jinks
City Manager

Approved as to form:

Karen S. Snow
Assistant City Attorney