

AMENDMENT #1 TO VILLAGE OF BUFFALO GROVE
AND
NORTH AMERICAN MIDWAY ENTERTAINMENT
CONTRACT

This Amendment is entered into this 31st day of July, 2020 by and between The Village of Buffalo Grove, Illinois, an Illinois Municipal Corporation (hereinafter the "VILLAGE") and North American Midway Entertainment – Astro Amusement LLC (hereinafter the "NAME").

RECITALS

Whereas, the VILLAGE and the NAME have previously entered into a Contract dated December 7, 2015 (hereinafter the "CONTRACT")

Whereas, the VILLAGE and the NAME find that it is in their best interests to amend the CONTRACT

WITNESSETH

In consideration of the mutual covenants and agreements hereinafter set forth the VILLAGE and the NAME agree to amend the CONTRACT as follows:

Page 1 is hereby amended to read as follows:

THIS IS A THREE -YEAR CONTRACT EFFECTIVE FOR THE YEARS 2016, 2017 and 2018. THE PARTIES MAY MUTUALLY AGREE TO EXERCISE UP TO THREE (3) OPTIONS (option 1: 2019 and ~~2020~~-2021, option 2: 2022, and option 3: 2023 and 2024) ON THE TERMS HEREIN BY CONFIRMING SAME IN WRITING BY NOVEMBER 15th OF THE LAST EFFECTIVE YEAR OF THE CONTRACT OR OPTION.

Page 2 is hereby amended to read as follows:

To furnish, present and operate Midway attractions, consisting of a minimum of sixteen (16) amusement rides (space permitting) and a minimum of twelve (12) food and game concessions at the furnished location for an event known as "Buffalo Grove Days" for a period of five days ending on Labor Day in each year of this contract, specifically: Sept 1 -5, 2016; Aug 31 - Sept 4, 2017; and Aug 30 - Sept 3, 2018. If extension options are exercised, future event dates will be: Aug 29 - Sept 2, 2019; ~~Sept 3 -7, 2020~~; Sept 2 - 6, 2021; Sept 1-5, 2022; Aug 31 - Sept 4, 2023; and Aug 29 - Sept 2, 2024 N.A.M.E, will provide the sponsor a ride list 45 days prior to the festival dates each year

Page 2 is hereby amended to read as follows:

To pay the Village 35% of the gross receipts from monies derived from the sale of admission tickets for rides and shows during the 2016 -2018 contract years; 36% of same during the 2019 - 2020 2021 option contract years, if exercised; and 37% of same during the 2022 option contract year, if exercised; and (a percentage to be negotiated at the time of extension) of same during the 2023 -2024 option contract years, if exercised. Settlement for the rides and concessions booths shall be made on Monday after the event closes

EXECUTION

This Amendment is entered into as of the date first written above.

CONTRACTOR:

North American Midway Entertainment –

~~Astfo Amusement, LLC~~

By: _____

PRESIDENT

TITLE

VILLAGE:

THE VILLAGE OF BUFFALO GROVE

By: _____

VILLAGE MANAGER