

OFFICE OF THE CITY ATTORNEY
CHARLES PARKIN, City Attorney
411 West Ocean Boulevard, 9th Floor
Long Beach, CA 90802

1 SEVENTH AMENDMENT TO MANAGEMENT AGREEMENT NO. 21667

2 **21667**

3 THIS SEVENTH AMENDMENT TO MANAGEMENT AGREEMENT NO.
4 21667 (this "Amendment") is dated as of September 9, 2019, and is made and entered
5 into by and between SMG, a Pennsylvania general partnership (formerly known as
6 Spectacor Management Group) ("SMG"), and the CITY OF LONG BEACH, a municipal
7 corporation ("City", and together with SMG, the "Parties").

8 RECITALS

9 1. The Parties previously executed that certain Management
10 Agreement (City Contract No. 21667) dated as of February 12, 1991 (the "Agreement"),
11 pursuant to which SMG manages the Long Beach Convention and Entertainment Center
12 (the "Convention Center"), as more particularly described in the Agreement.

13 2. The Parties wish to, among other things, amend the Agreement to
14 extend the term of the existing Agreement for one year.

15 NOW, THEREFORE, in consideration of the mutual terms and conditions in
16 the herein, the Parties agree as follows:

17 1. Term. The term of the Agreement is hereby extended for one (1)
18 additional one-year period, so that the Agreement shall expire by its own terms on
19 September 30, 2023.

20 2. Labor Peace Agreement. SMG shall cause its affiliate SMG Food &
21 Beverage, LLC ("SMG Food and Beverage"), to enter into a Labor Peace Agreement
22 (Cardcheck/Neutrality) with Unite Here Local 11 no later than thirty (30) days after the
23 date of this Amendment. If SMG Food & Beverage fails to enter into a Labor Peace
24 Agreement with Unite Here Local 11 as described herein, then this Amendment shall be
25 null and void and the term of the Agreement shall not be extended.


26 3. Good Faith Clause. If a card check is subsequently conducted and
27 Unite Here Local 11 is recognized as the collective bargaining representative of a unit of
28 employees at the Convention Center, then SMG will cause SMG Food & Beverage to

1 negotiate in good faith with Unite Here Local 11 to reach a collective bargaining
2 agreement. If SMG Food and Beverage fails to negotiate in good faith as described
3 herein, then this Amendment shall be null and void and the term of the Agreement shall
4 not be extended.

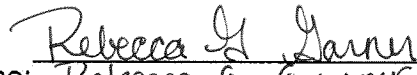
5 4. Except as expressly amended herein, all of the terms and conditions
6 of the Agreement are ratified and confirmed and shall remain in full force and effect.

7 IN WITNESS WHEREOF, the Parties have caused this Amendment to be
8 duly executed with all formalities required by law.

9 SMG, a Pennsylvania general partnership

10 
11 By: _____
12 Name: BOB NEWMAN
13 Title: PRESIDENT

14 CITY OF LONG BEACH,
15 a municipal corporation

16 By: 
17 Name: Rebecca G. Garner
18 Title: Acting Asst. City Manager

19 EXECUTED PURSUANT
20 TO SECTION 301 OF
21 Approved as to form on Nov 25, 2019.
22 THE CITY CHARTER

23 CHARLES PARKIN, City Attorney

24 By: 
25 _____
26 Richard F. Anthony
27 Deputy
28

OFFICE OF THE CITY ATTORNEY
CHARLES PARKIN, City Attorney
411 West Ocean Boulevard, 9th Floor
Long Beach, CA 90802