

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

1 FIFTH AMENDMENT TO AMENDED AND RESTATED LEASE NO. 34918

2 **34918**

3 THIS FIFTH AMENDMENT TO AMENDED AND RESTATED LEASE NO.  
4 34918 is made and entered into, in duplicate, as of April 27, 2021, pursuant to a minute  
5 order adopted by the City Council of the City of Long Beach, at its meeting held on March  
6 10, 2020, by and between the CITY OF LONG BEACH, a municipal corporation  
7 ("Landlord") and DOWNTOWN LONG BEACH ALLIANCE, a 501(c)(6) nonprofit  
8 corporation, successor in interest to LONG BEACH ECONOMIC PARTNERSHIP, formerly  
9 known as LONG BEACH DOWNTOWN DEVELOPMENT CORPORATION ("Tenant"),  
10 with its place of business at 100 W. Broadway, Suite 120, Long Beach, California 90802.

11 WHEREAS, Landlord and Tenant (the "Parties") entered into Amended and  
12 Restated Lease No. 34918 (the "Lease") whereby Landlord leased to Tenant the premises  
13 located at the southeast corner of Ocean Boulevard and Pine Avenue, attached to the  
14 Lease as Exhibit "A"; and

15 WHEREAS, the Parties entered into a First Amendment to the Lease to  
16 extend the term to September 20, 2019; and

17 WHEREAS, the Parties entered into a Second Amendment to the Lease to  
18 extend the term to March 20, 2020; and

19 WHEREAS, On December 10, 2019, the Long Beach Economic Partnership  
20 assigned its interest in the Lease to Downtown Long Beach Alliance; and

21 WHEREAS, the Parties entered into a Third Amendment to the Lease to  
22 extend the term to September 20, 2020; and

23 WHEREAS, the Parties entered into a Fourth Amendment to the Lease to  
24 extend the term to March 21, 2021; and

25 WHEREAS, the Parties desire to extend the term for an additional six-month  
26 period;

27 NOW, THEREFORE, in consideration of the mutual terms, covenants, and  
28 conditions herein contained, the Parties agree as follows:

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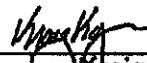
1. The term of the Lease shall be extended commencing at 12:01 a.m. on March 22, 2021, and shall terminate at 11:59 p.m. on September 21, 2021, unless sooner terminated as provided in the Lease. The Parties shall have the option to extend the term one (1) additional six-month period, at the discretion of the City Manager.

2. Except as expressly modified herein, all of the terms and conditions contained in Amended and Restated Lease No. 34918 are ratified and confirmed and shall remain in full force and effect.

IN WITNESS WHEREOF, the Parties hereto have caused these presents to be duly executed with all the formalities required by law on the respective dates set forth opposite their signatures.

DOWNTOWN LONG BEACH ALLIANCE, a 501(c)(6) nonprofit corporation, successor in interest to LONG BEACH ECONOMIC PARTNERSHIP, formerly known as LONG BEACH DOWNTOWN DEVELOPMENT CORPORATION

May 17, 2021

By   
Name Craig Kojian  
Title President & CEO

"Tenant"

CITY OF LONG BEACH, a municipal corporation

June 11, 2021

By   
City Manager

EXECUTED PURSUANT  
"Landlord" TO SECTION 301 OF  
THE CITY CHARTER

This Fifth Amendment to Amended and Restated Lease No. 34918 is approved as to form on June 7, 2021.

CHARLES PARKIN, City Attorney

By   
Deputy