

35338

**FIRST AMENDMENT TO GRANT AGREEMENT NO. 35338**

THIS FIRST AMENDMENT TO GRANT AGREEMENT NO. 35338 (this "Amendment"), dated as of February 1, 2020 is entered into by and between the CITY OF LONG BEACH, a municipal corporation ("City"), and THE TRUSTEES OF THE CALIFORNIA STATE UNIVERSITY, by and through its member campus California State University, Long Beach ("CSU").

**RECITALS**

A. City and CSU are parties to that certain Grant Agreement No. 35338 dated as of July 18, 2019 (the "Agreement").

B. Each of the initially capitalized terms used in this Amendment and not otherwise defined in this Amendment shall have the meaning given to it in the Agreement.

C. City and CSU desire to amend the Agreement as described below.

NOW, THEREFORE, for valuable consideration, the receipt and adequacy of which is hereby acknowledged, City and CSU do hereby agree as follows:

1. Grant Conditions and Term. Section 2.1 and Section 3 of the Agreement are hereby each amended so that the deadlines for occupancy and execution of the Proposed Lease or Alternate Lease, respectively, shall be December 31, 2022, it being the intention of the parties that CSU be granted an additional year within which to comply with aforementioned deadlines.

2. Counterparts. This Amendment may be executed in one or more counterparts, each of which shall be deemed an original, but all of which together shall constitute but one and the same instrument.

3. Ratification. Except as expressly amended in Section 1 above, the Agreement shall remain in full force and effect and is hereby ratified and reaffirmed.

IN WITNESS WHEREOF, City and CSU do hereby execute this Amendment as of the date first written above.

CITY:

CITY OF LONG BEACH, a municipal corporation

By: Rebecca G. Garner  
Name: Rebecca G. Garner  
Its: \_\_\_\_\_

**EXECUTED PURSUANT  
TO SECTION 301 OF  
THE CITY CHARTER**

CSU:

CALIFORNIA STATE UNIVERSITY,  
LONG BEACH

By: Scott Apel  
Name: Scott Apel  
Its: \_\_\_\_\_

Chief Financial Officer  
CSULB

APPROVED AS TO FORM

2-3, 2020  
CHARLES PARKIN, City Attorney  
By: [Signature]  
RICHARD ANTHONY  
DEPUTY CITY ATTORNEY