

FIRST AMENDMENT TO RIGHT OF ENTRY PERMIT NO. P-00228

P - 00228

THIS FIRST AMENDMENT TO RIGHT OF ENTRY PERMIT NO. P-00228 is made and entered, in duplicate, as of October 29, 2020, for reference purposes only, pursuant to authorization by the PARKS AND RECREATION COMMISSION of the City of Long Beach ("Commission") at its meeting on October 17, 2019, by and between PUBLIC CORPORATION FOR THE ARTS OF THE CITY OF LONG BEACH, a California nonprofit corporation, doing business as ARTS COUNCIL FOR LONG BEACH, with a place of business at 350 Elm Avenue, Long Beach, California 90802 ("Permittee"), and the CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, City and Permittee (the "Parties") entered into Right of Entry Permit No. P-00228 (the "Permit") whereby City granted Permittee, its contractors, agents, and employees the non-exclusive right to enter City-owned property, more commonly known as McBride Park, located at 1550 Martin Luther King, Jr. Avenue in the City of Long Beach, California, solely to paint one mural on the exterior wall of the weight room at McBride Park; and

WHEREAS, the Parties desire to extend the term of the Permit;

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

1. Section 3.A of Permit No. P-00228 is hereby amended in its entirety to read as follows:

"A. Permission to enter shall begin on December 1, 2019, and continue through November 20, 2022. The term may be extended for one (1) additional two-year period, for mural maintenance, at the discretion of the Director."

2. Except as expressly modified herein, all of the terms and conditions contained in Right of Entry Permit No. P-00228 are ratified and confirmed and shall remain in full force and effect.

3. Permittee consents to and agrees to perform the terms, covenants,

1 and conditions imposed on Permittee under the Permit during the renewal period.

2 IN WITNESS WHEREOF, the Parties have caused this document to be
3 duly executed with all formalities required by law as of the date first stated above.

4 PUBLIC CORPORATION FOR THE ARTS OF
5 THE CITY OF LONG BEACH, a California
6 nonprofit corporation, doing business as ARTS
7 COUNCIL FOR LONG BEACH

8 Dec 21, 2020

By [Signature]
Name Cariselda Suarez
Title Executive Director

9 _____, 2020

By [Signature]
Name Briden Trimble
Title Board President

"Permittee"

13 PARKS AND RECREATION COMMISSION OF
14 THE CITY OF LONG BEACH, CALIFORNIA

15 Feb. 11, 2020

By [Signature]
Director

"City"

17 This First Amendment to Right of Entry Permit No. P-00228 is approved as
18 to form on DECEMBER 30, 2020.

19 CHARLES PARKIN, City Attorney

20 By [Signature]
Deputy