

OFFICE OF THE CITY ATTORNEY
ROBERT E. SHANNON, City Attorney
333 West Ocean Boulevard, 11th Floor
Long Beach, CA 90802-4664

1 FIRST AMENDMENT TO SITE LICENSE NO. 29003

2 **29003**

3 THIS FIRST AMENDMENT TO SITE LICENSE NO. 29003 is made and
4 entered, in duplicate, as of June 16, 2010, for reference purposes only, pursuant to a
5 minute order adopted by the City Council of the City of Long Beach at its meeting on
6 June 15, 2010, by and between WALTON CWCA GARDEN GROVE 62, L.L.C., a
7 Delaware limited liability company ("Walton"), as successor-in-interest to Cal West
8 Industrial Properties ("Original Licensor"), and the CITY OF LONG BEACH, a municipal
9 corporation ("City").

10 WHEREAS, the parties entered into a Site License (City Contract No.
11 29003) (including any amendments thereto, the "License") whereby Original Licensor
12 agreed to provide space on its real property for City to operate a Flight Tracking System;
13 and

14 WHEREAS, the parties desire to, among other things, extend the term of
15 the License.

16 NOW, THEREFORE, in consideration of the mutual terms and conditions in
17 the License, the parties agree as follows:

18 1. The Term of the License shall be extended so that the date of
19 expiration of the License shall be March 31, 2015.

20 2. The License Fee payable by City to Walton pursuant to Section 5 of
21 the License shall be Four Hundred Eighty-Three and 03/100 per month, payable monthly
22 in advance, and subject to increase on each April 1 during the term and otherwise as
23 provided in Section 5 of the License. All License Fees shall be sent to Walton Calwest
24 Holdings, LLC, P.O. Box 60780, Los Angeles, CA 90060-0780.

25 3. Section 8.2 of the License shall be amended so that the phrase
26 "Long Beach Municipal Code, Chapter 18.48" is replaced by "Garden Grove Municipal
27 Code, Chapter 18.32".

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

"Walton"

WALTON CWCA GARDEN GROVE 62, LLC,
a Delaware limited liability company

By: WCV Commercial Properties, LLC,
a Delaware limited liability company,
its Authorized Agent

By: Katherine T. Flynn
Name: Katherine T. Flynn
Title: Vice President

"City"

CITY OF LONG BEACH
Assistant City Manager

By: [Signature] EXECUTED PURSUANT
Name: Patricia H. West TO SECTION 301 OF
Title: City Manager THE CITY CHARTER.

This First Amendment to Site License No. 29003 is approved as to form on
August 11, 2010.

ROBERT E. SHANNON, City Attorney

By [Signature]
Deputy

04-00031

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