

SECOND AMENDMENT TO LICENSE AGREEMENT NO. 32338

**32338**

THIS SECOND AMENDMENT TO LICENSE AGREEMENT NO. 32338 is made and entered, in duplicate, as of August 13, 2015, for reference purposes only, pursuant to a minute order adopted by the City Council of the City of Long Beach at its meeting on May 18, 2010, by and between LEE OSTENDORF, an individual ("Licensee"), whose address is 5390 E. 8<sup>th</sup> Street, Long Beach, California 90804, and THE CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, City is the owner of the real property depicted on Exhibit "A" ("City Property") attached to License Agreement No. 32338 (the "Agreement") and identified as the Marine Stadium Parking Lot Area; and

WHEREAS, pursuant to the Agreement, City has granted to Licensee a non-exclusive revocable license to use the area of City Property for the purpose of conducting a certified farmer's market; and

WHEREAS, City and Licensee desire to amend License Agreement No. 32338 by extending the term;

NOW, THEREFORE, in consideration of the mutual terms and conditions in License Agreement No. 32338, City and Licensee agree as follows:

1. Section 3 of License Agreement No. 32338 is hereby amended in its entirety to read as follows:

"3. TERM. The initial term of this License Agreement shall commence on January 1, 2011 and shall terminate on December 31, 2014. The first extended term of this License Agreement shall commence on January 1, 2015 and shall terminate on December 31, 2015. The second extended term of the License Agreement shall commence on January 1, 2016 and shall terminate on December 31, 2016. The License Agreement may be terminated by either party, at any time, with thirty (30) days' written notice."

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2. Except as expressly stated herein, all of the terms, covenants, and conditions of License Agreement No. 32338 are ratified and confirmed and shall remain in full force and effect.

IN WITNESS WHEREOF, the parties have executed this Second Amendment to License Agreement No. 32338 with all formalities required by law as of the date first written above.

LEE OSTENDORF, an individual

August 29, 2015 By Lee Ostendorf  
Lee Ostendorf

"Licensee"

CITY OF LONG BEACH, a municipal corporation

Sept. 18, 2015 By T. B. Blum  
City Manager

EXECUTED PURSUANT  
TO SECTION 301 OF  
THE CITY CHARTER.

"City"

Assistant City Manager

This Second Amendment to License Agreement No. 32338 is approved as to form on 9/3, 2015.

CHARLES PARKIN, City Attorney

By Charles Parkin  
Deputy