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## THIRD AMENDMENT TO LICENSE AGREEMENT NO. 33069 33069

THIS THIRD AMENDMENT TO LICENSE AGREEMENT NO. 33069 is made and entered, in duplicate as of September 10, 2015 for reference purposes only, pursuant to a minute order adopted by the City Council of the City of Long Beach at its meeting held on March 5, 2013, by and between CONTE PRODUCTIONS, a California corporation ("Licensee"), and the CITY OF LONG BEACH, a municipal corporation ("City").

9 WHEREAS, the parties entered Agreement No. 33069 wherein City granted 10 Licensee a non-exclusive revocable license to use the Marina Parking Area for the sole 11 purpose of conducting an arts and crafts market for the sale of arts and crafts items; and

12 WHEREAS, the parties desire to exercise the third option to extend the 13 term of this Agreement for an additional one (1) year term;

14 NOW, THEREFORE, in consideration of the mutual terms and conditions in
15 Agreement No. 33069 and herein, the parties agree as follows:

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1. Section 3 of Agreement No. 33069 is amended in its entirety to read
17 as follows:

"3. Term, Termination and Extension. The initial term of this Agreement 18 19 shall commence at midnight on February 1, 2013, and shall terminate at 11:59 p.m. on 20 January 31, 2014. The first extended term of this Agreement shall commence at 21 midnight on February 1, 2014, and shall terminate at 11:59 p.m. on January 31, 2015. 22 The second extended term of this Agreement commence at midnight on February 1, 23 2015, and shall terminate on January 31, 2016. The third extended term of this 24 Agreement shall commence at midnight on February 1, 2016, and shall terminate at 25 11:59 p.m. on January 31, 2017, unless sooner terminated as provided in this 26 Agreement, or unless the services to be performed hereunder or the Project is completed 27 sooner. The term may be extended for one (1) additional one (1) year term at the sole 28 discretion of the City Manager and subject to approval by the Coastal Commission.

1 Either party may terminate this License by giving at least thirty (30) days prior notice to 2 the other party as described below."

Except as expressly amended herein, all terms and conditions in 3 2. Agreement No. 33069 are ratified and confirmed and shall remain in full force and effect. 4 IN WITNESS WHEREOF, the parties have caused this document to be duly

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5 executed with all formalities required by law as of the date first stated herein. 6 7 **CONTE PRODUCTIONS, a California** corporation 8 September 24, 2015 September 24, 2015 By\_B 9 Name Onto na Title /Prosin 10 11 By Name Tamid ρ 12 Title 108 13 "Licensee" 14 CITY OF LONG BEACH, a municipal 15 corporation EXECUTED PURSUANT TO SECTION 301 OF 16 2015 By \_ THE CITY CHARTER 17 Assistant City Manager "City" 18 19 This Third Amendment to Agreement No. 33069 is approved as to form on 20 . 30 2015. 21 22 CHARLES PARKIN, City Attorney 23 Mino 24 Deputy 25 26 27 28 2 LTV:bg A13-00502 L:\Apps\CtyLaw32\WPDocs\D003\P021\00562413.DOC