

SIXTH AMENDMENT TO OPERATING AGREEMENT NO. 26085

**26085**

THIS SIXTH AMENDMENT TO OPERATING AGREEMENT NO. 26085 is made and entered, in duplicate, as of January 23, 2007 for reference purposes only, pursuant to a minute order adopted by the City Council of the City of Long Beach at its meeting on January 23, 2007, by and between ACE PARKING MANAGEMENT, INC ("Operator") and the CITY OF LONG BEACH ("City").

WHEREAS, the parties entered Agreement No. 26085 whereby Operator agreed to manage the parking services in City owned parking structures in the Downtown area; and

WHEREAS, the term of the Agreement has been extended and compensation increased accordingly in previous amendments; and

WHEREAS, the parties desire to extend the term again;

NOW, THEREFORE, in consideration of the mutual terms and conditions in Agreement No. 26085 and in this Amendment, the parties agree as follows:

1. Section 7 of Agreement No. 26085 is amended in its entirety to read as follows:

"Section 7. Term of Agreement. This Agreement shall commence on January 15, 1999, and shall terminate on May 31, 2007, provided, however, that City may terminate this Agreement by giving at least sixty (60) days notice to Operator. The City may extend the term of this Agreement for an additional 6 months by giving notice to Operator of its desire to extend at least thirty (30) days prior to expiration."

2. Except as expressly amended in this Sixth Amendment and as previously amended, to the extent consistent with this Amendment, all terms and conditions contained in Agreement No. 26085 are ratified and confirmed and shall remain in full force and effect.

IN WITNESS WHEREOF, the parties have caused this document to be duly

///

Robert E. Shannon  
City Attorney of Long Beach  
333 West Ocean Boulevard  
Long Beach, California 90802-4664  
Telephone (562) 570-2200

1 executed with all formalities required by law as of the date first stated above.

2 ACE PARKING MANAGEMENT, INC.

3 Feb 13, 2007

By [Signature]

President

4 [Signature]  
5 (Type or Print Name)

6 Feb. 13, 2007

By [Signature]

Secretary

7 Keith B. Jones  
8 (Type or Print Name)

9 "Operator"

10 CITY OF LONG BEACH, a municipal corporation

11 2.27, 2007

By [Signature]

City Manager

13 "City"

14 This Sixth Amendment to Agreement No. 26085 is approved as to form on

15 22 February, 2007.

16 ROBERT E. SHANNON, City Attorney

17 By [Signature]

Deputy

24 LPM:bg

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