

OFFICE OF THE CITY ATTORNEY
CHARLES PARKIN, City Attorney
333 West Ocean Boulevard, 11th Floor
Long Beach, CA 90802-4664

THIRD AMENDMENT TO LICENSE AGREEMENT NO. 32338

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THIS THIRD AMENDMENT TO LICENSE AGREEMENT NO. 32338 is made and entered, in duplicate, as of January 18, 2017, 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 17, 2017, by and between LEE OSTENDORF, an individual ("Licensee"), whose address is 5390 E. 8th 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 entered into a First Amendment to the Agreement to add additional provisions and extend the term; and

WHEREAS, City and Licensee entered into a Second Amendment to the Agreement to extend the term; and

WHEREAS, City and Licensee again desire to extend the term for an additional one-year period;

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 term of this License Agreement shall commence on January 1, 2011 and shall terminate on December 31, 2017. The License Agreement may be terminated by either party, at any time, with thirty (30) days' written notice."

2. Except as expressly stated herein, all of the terms, covenants, and

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1 conditions of License Agreement No. 32338 are ratified and confirmed and shall remain in
2 full force and effect.

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

6 LEE OSTENDORF, an individual

7 March 3, 2017 By Lee Ostendorf
8 Lee Ostendorf

9 "Licensee"

10 CITY OF LONG BEACH, a municipal
11 corporation

12 March 27, 2017 By [Signature] EXECUTED PURSUANT
13 City Manager TO SECTION 301 OF
14 "City" Assistant City Manager THE CITY CHARTER.

15 This Third Amendment to License Agreement No. 32338 is approved as to
16 form on 3/13, 2017.

17 CHARLES PARKIN, City Attorney

18 By [Signature]
19 Deputy