

SECOND AMENDMENT TO LICENSE AGREEMENT NO. 31413

31413

THIS SECOND AMENDMENT TO LICENSE AGREEMENT NO. 31413 is made and entered, in duplicate as of August 1, 2019 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 September 1, 2009, by and between the HARBOR AREA FARMERS MARKETS, an agency of the South Coast Interfaith Council, a California nonprofit corporation formerly known as the South Coast Ecumenical Council, ("Licensee"), and the CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, City and Licensee (the "Parties") entered into Agreement No. 31413 wherein City granted Licensee the use of approximately sixty (60) parking spaces within the City-owned parking lot west of Marina Drive between 6550 E. Marina Drive, previously known as Joe's Crab Shack restaurant, and Marina Shipyard to conduct a certified farmer's market; and

WHEREAS, City and Licensee desire to amend the Agreement to set forth holdover provisions;

NOW, THEREFORE, in consideration of the mutual terms, covenants and conditions herein contained and in Agreement No. 31413, the Parties agree as follows:

1. Section 30 is hereby added to Agreement No. 31413 to read as follows:

"30. Holding Over. This License shall terminate without any further notice as of the License expiration date set forth in Section 18 above. Any holding over by Licensee after the License expiration date shall not constitute a renewal or extension or give Licensee any rights in or to the Marina Parking Area except as expressly provided in this License. Any holding over after the License expiration date with the consent of City shall be construed to be on a month-to-month basis, at a license fee based on the terms and conditions specified in Section 18 above."

2. Except as expressly amended herein, all terms and conditions in

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

1 Agreement No. 31413 are ratified and confirmed and shall remain in full force and effect.

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

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8 AUGUST 8, 2019

HARBOR AREA FARMERS MARKETS,
an agency of the South Coast Interfaith
Council, a California nonprofit corporation
formerly known as the South Coast
Ecumenical Council

By Marilyn Russell Bittle
Name Marilyn Russell Bittle
Title SCIC Secretary-Bd Member

9
10 AUGUST 8, 2019

By Kelli Johnson
Name KELLI JOHNSON
Title MARKET MANAGER

11 Tom Modica
12 Assistant City Manager
13 EXECUTED PURSUANT
14 TO SECTION 301 OF
15 THE CITY CHARTER

"Licensee"

CITY OF LONG BEACH, a municipal
corporation

16 August 27, 2019

By Bill
City Manager

"City"

17 This Second Amendment to Agreement No. 31413 is approved as to form on

18 AUGUST 14, 2019.

19 CHARLES PARKIN, City Attorney

20 By [Signature]
21 Deputy

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