

SECOND AMENDMENT TO EXCLUSIVE NEGOTIATING AGREEMENT NO. 35865

35865

THIS SECOND AMENDMENT TO EXCLUSIVE NEGOTIATING AGREEMENT NO. 35865 (this "First Amendment") is entered into as of June 25, 2021 (the "Effective Date"), by and between the CITY OF LONG BEACH, a municipal corporation ("City"), pursuant to a minute order adopted by its City Council at a meeting on June 15, 2021 and GUNDRY PARTNERS, L.P., a California limited partnership, dba Howard CDM ("Developer") (Developer and City are collectively referred to herein as the "Parties").

WHEREAS, City and Developer executed that certain Agreement to Negotiate Exclusively dated March 11, 2021 (the "ENA"), for the purchase and development of 854 E. 7th Street, more particularly described in the ENA (the "Property"); and

WHEREAS, City and Developer executed that certain First Amendment to ENA No. 35865 dated May 24, 2021 to extend the term to September 11, 2021; and

WHEREAS, City and Developer again desire to amend the ENA by exercising their option to extend the term for an additional period of ninety (90) days;

NOW THEREFORE, the Parties mutually agree as follows:

1. The initial term of the ENA, as previously extended by the parties, is hereby extended for an additional period of ninety (90) days commencing on September 11, 2021 and ending on December 10, 2021. The parties have the option to extend the term one (1) additional period of 90 days.

2. Except as amended by this Amendment, the ENA remains unchanged and in full force and effect.

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NOW THEREFORE, City and Developer have executed this Second Amendment to Exclusive Negotiating Agreement No. 35865 as of the date first set forth above.

GUNDRY PARTNERS, LP, a California corporation

6/17, 2021

By   
Name STEVEN C. PHILLIPS  
Title EXECUTIVE VP

"Developer"

CITY OF LONG BEACH, a municipal corporation

June 25, 2021

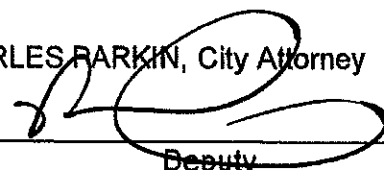
By   
City Manager

"City"

EXECUTED PURSUANT  
TO SECTION 301 OF  
THE CITY CHARTER

This Second Amendment to Agreement No. 35865 is approved as to form on June 22, 2021.

CHARLES PARKIN, City Attorney

By   
Deputy