

SECOND AMENDMENT TO AGREEMENT NO. E6310
BETWEEN THE CITY OF LOS ANGELES AND
GAMBOL INDUSTRIES, INC.

THIS SECOND AMENDMENT to Agreement No. E6310 is made and entered into by and between the CITY OF LOS ANGELES, a municipal corporation ("City"), acting by and through its Board of Harbor Commissioners, and GAMBOL INDUSTRIES, INC. ("Consultant").

WHEREAS, City entered into Agreement No. E6310 ("Agreement") with Consultant on April 17, 2006 to provide marine caretaker and property management services at Berth 240 located on Terminal Island;

WHEREAS, on May 3, 2007, City approved the First Amendment to the Agreement which amended the term of the Agreement to a month-to-month basis, not to exceed twenty-four (24) months from the effective date of the Agreement, April 17, 2006; prohibited the charging of additional fees for berthing assignments at Berth 240 granted by the Port; and required a film industry representative to coordinate all filming activities at the site; and

WHEREAS, the parties wish to extend the Agreement beyond the two-year period;

NOW THEREFORE, in consideration of the foregoing recitals, the parties agree as follows:

1. Replace Section III TERM OF AGREEMENT with the following:

The term of this Agreement shall be on a month-to-month basis, but in no event shall the term exceed thirty-six (36) months from the effective date of the Agreement, April 17, 2006.

2. Replace Section VII TERMINATION PROVISION with the following:

The Executive Director, in her sole discretion, shall be able to terminate and cancel all or any part of this Agreement for any reason upon giving Consultant thirty (30) days' notice in writing of its election to cancel and terminate this Agreement. It is agreed that Consultant shall have the exclusive right to market the SWM facility for film/TV/photo production purposes during the term of this Agreement.

Except as amended herein, all remaining terms and conditions of Agreement No. E6310 shall remain in full force and effect.

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IN WITNESS WHEREOF, the parties have executed this Second Amendment to Agreement No. E6310 on the date to the left of their signatures.

THE CITY OF LOS ANGELES, by its
Board of Harbor Commissioners

Dated: _____

By _____
Executive Director

Attest _____
Board Secretary

GAMBOL INDUSTRIES, INC.

Dated: _____

By _____
Robert Stein
President and Chief Executive Officer

Dated: _____

Attest _____
John Bridwell
Vice President

APPROVED AS TO FORM

_____, 2008
ROCKARD J. DELGADILLO, City Attorney

By _____
KENNETH F. MATTFELD, Deputy

Account #	_____	W.O. #	_____
Ctr/Div #	_____	Job Fac. #	_____
Proj/Prog #	_____		
Budget			
FY:		Amount:	
TOTAL			
For Acct/Budget Div. Use Only:			
Verified by:	_____		
Verified Funds Available:	_____		
Date Approved:	_____		