

OFFICE OF THE CITY ATTORNEY
DAWN MCINTOSH, City Attorney
411 West Ocean Boulevard, 9th Floor
Long Beach, CA 90802-4664

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SECOND AMENDMENT TO AGREEMENT NO. 35627

35627

THIS SECOND AMENDMENT TO AGREEMENT NO. 35627 is made and entered, in duplicate, as of July 11, 2023, for reference purposes only, pursuant to a minute order adopted by the City Council of the City of Long Beach at its meeting on June 9, 2020, by and between CASK NX LLC, a Delaware limited liability company ("Consultant"), with a place of business at 8910 University Center Lane, Suite 400, San Diego, California 92122, and the CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, City and Consultant (the "Parties") entered into Agreement No. 35627 (the "Agreement") whereby Consultant agreed to provide as-needed professional and technical services for system analysis, development, implementation, project management, and technical support for information technology projects and systems; and

WHEREAS, the Parties entered into a First Amendment to increase the annual not to exceed amount to \$265,000 and extend the term to August 31, 2023; and

WHEREAS, the Parties desire to extend the term one (1) additional one-year period;

NOW, THEREFORE, in consideration of the mutual terms, covenants, and conditions herein contained, the Parties agree as follows:

1. Section 2 of the Agreement is hereby amended to read as follows:

"2. TERM. The term of this Agreement shall commence at midnight on September 1, 2020, and shall terminate at 11:59 p.m. on August 31, 2024, unless sooner terminated as provided in this Agreement, or unless the services or the Project is completed sooner. The term may be extended for one (1) additional one-year period, at the discretion of the City Manager."

2. Except as expressly modified herein, all of the terms and conditions contained in Agreement No. 35627 are ratified and confirmed and shall remain in full force and effect.

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

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

CASK NX LLC, a Delaware limited liability company

July 13, 2023

By [Signature]
Name Mark Larsen
Title President

July 13, 2023

By [Signature]
Name Lauren Ries
Title Contracts Manager

"Consultant"

CITY OF LONG BEACH, a municipal corporation

July 20, 2023

By [Signature]
City Manager

EXECUTED PURSUANT
TO SECTION 301 OF
THE CITY CHARTER.

"City"

This Second Amendment to Agreement No. 35627 is approved as to form on

July 18, 2023.

DAWN MCINTOSH, City Attorney

By [Signature]
Deputy