

1 FIRST AMENDMENT TO CONTRACT NO. 34069

2 **34069**

3 THIS FIRST AMENDMENT TO CONTRACT NO. 34069 is made and
4 entered, in duplicate, as of October 13, 2016 for reference purposes only, pursuant to
5 Resolution No. RES-15-0070, adopted by the City Council of the City of Long Beach at its
6 meeting on June 9, 2015, by and between HOLOGIC, INC., a Delaware corporation
7 ("Contractor"), with a place of business at 10210 Genetic Center Drive, San Diego,
8 California 92121, and the CITY OF LONG BEACH ("City"), a municipal corporation.

9 WHEREAS, City requires molecular diagnostic test kits; and

10 WHEREAS, City and Contractor entered into Contract No. 34069 whereby
11 Contractor agreed to provide these diagnostic test kits; and

12 WHEREAS, City and Contractor desire to extend the term;

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

15 1. Section 4 of Agreement No. 34069 is hereby amended to read as
16 follows:

17 "4. The term of this Contract shall commence on September 1, 2015,
18 and shall terminate at midnight on August 31, 2017 unless sooner terminated as provided
19 herein. The City may terminate this Contract by giving thirty (30) days prior notice of
20 termination to Contractor. The City shall have the option to extend the term of this
21 Contract upon the same terms and conditions for one (1) additional one-year period upon
22 advance written notice to Contractor."

23 2. Except as expressly modified herein, all of the terms and conditions
24 contained in Agreement No. 34069 are ratified and confirmed and shall remain in full
25 force and effect.

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

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

HOLOGIC, INC., a Delaware corporation

October 28, 2016

By Katherine Fischer ^(cd)
Name Katherine Fischer,
Title Senior Manager, Commercial Contracting

_____, 2016

By _____
Name _____
Title _____

"Contractor"

CITY OF LONG BEACH, a municipal corporation

Nov. 14, 2016

By [Signature]
City Manager
Assistant City Manager

"City" EXECUTED PURSUANT TO SECTION 301 OF THE CITY CHARTER.

This First Amendment to Contract No. 34069 is approved as to form on

11/3, 2015. 16 ^(cd)

CHARLES PARKIN, City Attorney

By [Signature]
Deputy

SECRETARY'S CERTIFICATE

I, Patricia K. Dolan, do hereby certify that I am the duly elected and qualified Secretary of Hologic, Inc., a Delaware corporation (hereinafter the "Company"). I further certify the following:

1. Katherine E. Fischer, in her capacity as Senior Manager, Commercial Contracts, is authorized to negotiate, execute and deliver all contracts, bids and related documents in connection with the sale of products by the Company and its subsidiaries and affiliates.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Company this 4th day of February 2016.

Patricia K. Dolan
Patricia K. Dolan
(SEAL)

Commonwealth of Massachusetts
County of Middlesex

On this 4th day of February 2016, before me, the undersigned notary public, personally appeared Patricia K. Dolan, who is personally known to me to be the person whose name is signed on the attached document, and acknowledged to me that she signed it voluntarily for its stated purpose in her capacity as Secretary of Hologic, Inc.

Sharon A. Moriarty
Notary Public
(SEAL)

