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

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SECOND AMENDMENT TO AGREEMENT NO. 35720

35720

THIS SECOND AMENDMENT TO AGREEMENT NO. 35720 is made and entered, in duplicate, as of December 7, 2021 for reference purposes only, pursuant to Chapters 2.69 and 2.85 of the Long Beach Municipal Code, by and between UNITE USA INC., a Delaware corporation ("Consultant"), with a place of business at 217 Broadway, Floor 8. New York, NY 10007, and the CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, the scope and magnitude of the response necessary to proactively slow the spread of, and combat, COVID-19 in the City is beyond the control of the services, personnel, equipment, and facilities of the City; and

WHEREAS. City requires specialized services requiring unique skills to be performed for COVID-19 response, and is directly related to that emergency and necessary for the preservation of public health and safety; and

WHEREAS, City expanded the Older Adult Resource Line to provide support to any resident of Long Beach who is in need of finding resources such as food, mental health supports, rental assistance, etc during the COVID-19 pandemic. This expanded line will be known as the "LB Resource Line" and will build off the success of the Older Adult Resource Line; and

WHEREAS, City and Consultant (the "Parties") entered into Agreement No. 35720 (the "Agreement") whereby Consultant agreed to provide these services; and

WHEREAS, the Parties entered into a First Amendment to increase the contract amount by Fourteen Thousand Five Hundred Dollars (\$14,500), for a new contract amount of One Hundred Nine Thousand Five Hundred Dollars (\$109,500), and update the Scope of Work; and

WHEREAS, the Parties now desire to extend the term of the contract for an additional one-year term and increase the contract amount by Thirteen Thousand Six Hundred Twenty-Six Thousand Dollars (\$13,626) for a total contract amount of One

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Hundred Twenty-Three Thousand One Hundred Twenty-Six Dollars (\$123,126); and

WHEREAS, pursuant to Chapter 2.85 of the Long Beach Municipal Code, the City Manager and Purchasing Agent have the authority to approve purchases, rentals, or leases of goods or services related to a proclaimed emergency; and

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

- Section 1.B. of the Agreement is hereby amended to read as follows.
- "B. Contractor shall sell, furnish and deliver to the City the same type and kind of service purchased under the Houston Contract, except as modified by Exhibit "B" attached hereto and incorporated by this reference, in an annual amount not to exceed One Hundred Twenty-Three Thousand One Hundred Twenty-Six Dollars (\$123,126), including tax and fees. To the extent that the Houston Contract and this Agreement are inconsistent, the following priority shall govern: (1) this Agreement and (2) the Houston Contract."
 - Section 1.E. of the Agreement is hereby amended to read as follows. 2.
- "E. Term. The term of this Contract shall commence on November 6, 2020 and shall terminate at midnight on January 31, 2022 unless sooner terminated as provided herein. The CITY shall have the right to extend this agreement upon approval of the City Council and mutual written agreement of the Parties."
- Except as expressly modified herein, all of the terms and conditions 3. contained in Agreement No. 35720 are ratified and confirmed and shall remain in full force and effect.

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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. UNITE USA INC., a Delaware corporation Title (Co "Consultant" CITY OF LONG BEACH, a municipal corporation December 10 "City" This Second Amendment to Agreement No. 35720 is approved as to form on , 2021. December 8 CHARLES PARKIN, City Attorney

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