

1 FIFTH AMENDMENT TO AGREEMENT NO. 33453

2 **33453**

3 THIS FIFTH AMENDMENT TO AGREEMENT NO. 33453 is made and
4 entered, in duplicate, as of January 11, 2018, for reference purposes only, pursuant to a
5 minute order adopted by the City Council of the City of Long Beach at its meeting on
6 October 3, 2017, by and between BUNNELL ENTERPRISES, INC. DBA TOTAL
7 NETWORK SOLUTIONS, a California corporation, located at 5150 E. Pacific Coast
8 Highway, Suite 530, Long Beach, CA 90804 ("Contractor"), and the CITY OF LONG
9 BEACH, a municipal corporation ("City").

10 WHEREAS, City requires specialized services requiring unique skills on an
11 as-needed basis in connection with professional and technical services for information
12 technology projects and systems; and

13 WHEREAS, City and Contractor (the "Parties") entered into Agreement No.
14 33453 (the "Agreement") whereby Contractor agreed to provide these services; and

15 WHEREAS, the Parties entered into a First Amendment to the Agreement to
16 increase the total not to exceed amount to \$150,000; and

17 WHEREAS, the Parties entered into a Second Amendment to the Agreement
18 to extend the term and increase the total not to exceed amount to \$350,000; and

19 WHEREAS, the Parties entered into a Third Amendment to the Agreement
20 to increase the total not to exceed amount to \$500,000; and

21 WHEREAS, the Parties entered into a Fourth Amendment to the Agreement
22 to extend the term and increase the total not to exceed amount to \$700,000; and

23 WHEREAS, the Parties desire to add \$100,000 for a total not to exceed
24 amount of \$800,000 and extend the term one (1) additional one-year period;

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

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

28 "A. Contractor shall furnish specialized services more particularly

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CHARLES PARKIN, City Attorney
333 West Ocean Boulevard, 11th Floor
Long Beach, CA 90802-4664

1 described in Exhibit "A", attached to the Agreement and incorporated by this
2 reference, in accordance with the standards of the profession, and City shall pay
3 for these services in the manner described below, a total not to exceed contract
4 amount of Eight Hundred Thousand Dollars (\$800,000), at the rates or charges
5 shown in Exhibit "A".

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

7 "2. TERM. The term of this Agreement shall commence on April 22, 2014,
8 and shall terminate on January 22, 2019, unless sooner terminated as provided in this
9 Agreement, or unless the services or the Project is completed sooner."

10 3. Except as expressly modified herein, all of the terms and conditions
11 contained in Agreement No. 33453 are ratified and confirmed and shall remain in full force
12 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.

BUNNELL ENTERPRISES, INC. DBA
TOTAL NETWORK SOLUTIONS, a
California corporation

January 18, 2018

By [Signature]
Name James E Bunnell
Title President / CEO

January 18, 2018

By [Signature]
Name Mary Bunnell
Title CEO

"Contractor"

CITY OF LONG BEACH, a municipal
corporation

1/29, 2018

By [Signature]
City Manager

"City"

This Fifth Amendment Agreement No. 33453 is approved as to form on

1-24, 2018.

CHARLES PARKIN, City Attorney

By [Signature]
Deputy