

Robert E. Shannon
City Attorney of Long Beach
333 West Ocean Blvd., 11th Floor
Long Beach, California 90802-4664
Telephone (562) 570-2200

1 FIRST AMENDMENT TO AGREEMENT NO. 29882

2 **29882**

3 THIS FIRST AMENDMENT is made and entered, in duplicate, pursuant to a
4 minute order adopted by the City Council of the City of Long Beach at its meeting held
5 on October 24, 2006, by and between ALLIANT INSURANCE SERVICES,
6 INCORPORATED ("Consultant") and the CITY OF LONG BEACH, a municipal
7 corporation ("City") amending that certain agreement identified by the City as
8 Agreement No. 29882.

9 WHEREAS, in accordance with City Council approval on October 24, 2006, this
10 First Amendment is entered into to reflect the direction of Council;

11 Section 1. Section 1 of the Agreement is amended in its entirety to read as
12 follows:

13 1. SCOPE OF WORK OR SERVICES.

14 A. Consultant shall furnish specialized services more particularly set forth
15 in Exhibit "A", attached hereto and incorporated herein by this reference, in accordance
16 with the standards of the profession, and City shall pay for said services in the manner
17 described below, not to exceed \$250,000 annually. In addition, optional services are
18 available as described in Paragraph 12 of Exhibit "A" which may be selected but are not
19 included in the consulting fee of \$250,000. The amount of the optional services shall
20 not exceed \$60,000 annually. A service guarantee relating to the cost of services is
21 attached as Exhibit "B" to this Agreement and incorporated by reference.

22 B. Consultant may select the time and place of performance hereunder
23 provided, however, that access to City documents, records, and the like, if needed by
24 Consultant, shall be available only during City's normal business hours and provided
25 that milestones for performance, if any, are met.

26 C. Consultant has requested to receive monthly regular payments of
27 \$20,833.33. City shall pay Consultant in due course of payments following receipt from
28 Consultant and approval by City of invoices showing the services or task performed, the

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1 time expended (if billing is hourly), and the name of the Project. Consultant shall certify
2 on the invoices that Consultant has performed the services in full conformance with this
3 Agreement and is entitled to receive payment. Each invoice shall be accompanied by a
4 progress report indicating the progress to date of services performed and covered by
5 said invoice, including a brief statement of any Project problems and potential causes of
6 delay in performance, and listing those services that are projected for performance by
7 Consultant during the next invoice cycle. Where billing is done and payment is made on
8 an hourly basis, the parties acknowledge that such arrangement is either customary
9 practice for Consultant's profession, industry, or business, or is necessary to satisfy
10 audit and legal requirements which may arise due to the fact that City is a municipality.

11 D. Consultant represents that Consultant has obtained all necessary
12 information on conditions and circumstances that may affect performance hereunder
13 and has conducted site visits, if necessary.

14 Section 2. Except as expressly amended in this First Amendment, all of the
15 terms and conditions of Agreement No. 29882 are ratified and confirmed and shall
16 remain in full force and effect.

17 ALLIANT INSURANCE SERVICES,
18 INCORPORATED, a California corporation

19 Date March 14, 2007

By Mark Conway

(Type or Print Name) Mark Conway

Title: Sr. Vice President

21 Date March 15, 2007

By Michael Menzies

(Type or Print Name) Michael Menzies

Title: First Vice President

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CITY OF LONG BEACH, a municipal corporation

EXECUTED PURSUANT
TO SECTION 501 OF
THE CITY CHARTER.

ASSISTANT

Date 4-13, 2007

By Christine J. Shippey

(Type or Print Name) Gerald R. Miller

Title: City Manager

APPROVED AS TO FORM on this 21 day of March, 2007.

ROBERT E. SHANNON, City Attorney

By [Signature]
Deputy City Attorney