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

## FIRST AMENDMENT TO AGREEMENT NO. 34475

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THIS FIRST AMENDMENT TO AGREEMENT NO. 34475 is made and entered, in duplicate, as of November 2, 2017 for reference purposes only, pursuant to Resolution No. RES-16-0108, adopted by the City Council of the City of Long Beach at its meeting held on November 1, 2016, by and between BRÜEL & KJAER EMS INC., a Delaware corporation ("Bruel"), and the CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, City and Bruel entered into Agreement No. 34475 (the "Agreement") for the maintenance, upgrade and support of the Long Beach Airport Noise and Operations Monitoring System (ANOMS) dated December 1, 2016; and

WHEREAS, City and Bruel desire to amend the Agreement to exercise City's first option to extend the term and increase the total not to exceed amount;

NOW, THEREFORE, in consideration of the terms and conditions contained herein, City and Bruel agree as follows:

- 1. This Amendment shall be effective as of the date on which this Amendment is executed by both parties (the "Effective Date").
- 2. Pursuant to Section 3 of the Agreement, the term of the Agreement shall expire on November 30, 2018. City has one (1) additional one-year period to extend the term.
- 3. City shall pay to Bruel for the services described in the Agreement a total amount not to exceed amount of Five Hundred Seventy-Three Thousand Eight Hundred Ninety-Seven Dollars (\$573,897).
- 4. Except as expressly amended in this First Amendment, all terms and conditions in Agreement No. 34475 are ratified and confirmed and shall remain in full force and effect.

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