FIFTH AMENDMENT TO AGREEMENT NO. 33427

33427

THIS FIFTH AMENDMENT TO AGREEMENT NO. 33427 is made and entered, in duplicate, as of December 16, 2020, for reference purposes only, pursuant to a minute order adopted by the City Council of the City of Long Beach at its meeting on August 14, 2018, by and between CELLCO PARTNERSHIP DBA VERIZON WIRELESS ("Verizon"), located at 15505 Sand Canyon Avenue, Bldg. E102, Irvine, California 92618 and the CITY OF LONG BEACH, a municipal corporation ("Client" or "City").

WHEREAS, City and Verizon (the "Parties") entered into Agreement No. 33427 (the "Agreement") whereby Verizon agreed to provide cellular phone and data services; and

WHEREAS, the Parties entered into a First Amendment to the Agreement to increase the annual not to exceed amount to $330,000; and

WHEREAS, the Parties entered into a Second Amendment to the Agreement to increase the annual not to exceed amount to $400,000; and

WHEREAS, the Parties entered into a Third Amendment to the Agreement to extend the term to June 30, 2020; and

WHEREAS, the Parties entered into a Fourth Amendment to the Agreement to extend the term to December 31, 2020; and

WHEREAS, the State of California Contract No. 7-10-70-15 was extended, therefore, the Parties desire to extend the term of the Agreement;

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

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

"2.   TERM. The term of this Agreement shall commence on April 1, 2014, and shall terminate at 11:59 p.m. on March 31, 2021. This Agreement may be terminated by Client for cause or convenience on thirty (30) days prior notice without penalty or further obligation after Client has paid for services rendered through the date of termination.

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Verizon may terminate this agreement in accordance with California Agreement # 7-10-70-16."

2.   Except as expressly modified herein, all of the terms and conditions contained in Agreement No. 33427 are ratified and confirmed and shall remain in full force and effect.

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.

December 29, 2020

CELLCO PARTNERSHIP DBA VERIZON WIRELESS   For Todd L.

By _____

Name Todd Loccisano

Title VP · Contract Management

_____, 2020

By _____

Name _____

Title _____

"Consultant"

CITY OF LONG BEACH, a municipal corporation

Dec. 31, 2020

By _____
                    City Manager

"City"

This Fifth Amendment to Agreement No. 33427 is approved as to form on

DECEMBER 30, 2020.

CHARLES PARKIN, City Attorney

By _____
                    Deputy

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1   Verizon may terminate this agreement in accordance with California Agreement # 7-10-70-

2   16."

3   2.   Except as expressly modified herein, all of the terms and conditions

4   contained in Agreement No. 33427 are ratified and confirmed and shall remain in full force

5   and effect.

6   IN WITNESS WHEREOF, the Parties have caused this document to be duly

7   executed with all formalities required by law as of the date first stated above.

CELLCO PARTNERSHIP DBA VERIZON
WIRELESS   For Todd L.

December 29,_____, 2020   By _____
                             Name Todd Locusano
                             Title VP - Contract Management

_____, 2020   By _____
                             Name _____
                             Title _____

"Consultant"

CITY OF LONG BEACH, a municipal
corporation

_____, 2020   By _____
                                       City Manager

"City"

This Fifth Amendment to Agreement No. 33427 is approved as to form on

_____, 2020.

CHARLES PARKIN, City Attorney

By _____
                    Deputy

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