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

THIRD AMENDMENT TO AGREEMENT NO. 34646

THIS THIRD AMENDMENT TO AGREEMENT 34646 is made and entered, in duplicate, as of September 17, 2019, for reference purposes only, pursuant to a minute order adopted by the City Council of the City of Long Beach at its meeting on June 20, 2017, by and between BERRY, DUNN, MCNEIL & PARKER, LLC, a Maine limited liability company ("Consultant"), with a place of business at 100 Middle Street, Portland, Maine 04101, and the CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, City and Consultant (the "Parties") entered into Agreement No. 34646 (the "Agreement") whereby Consultant agreed to provide quality assurance and risk mitigation services for the City's new Enterprise Resource Planning (ERP) system implementation; and

WHEREAS, the Parties entered into a First Amendment to the Agreement to amend the scope of work; and

WHEREAS, the Parties entered into a Second Amendment to the Agreement to amend the scope of work; and

WHEREAS, the Parties desire to extend the term one (1) additional one-year period:

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. <u>TERM.</u> The term of this Agreement shall commence at midnight on July 1, 2017, and shall terminate at 11:59 p.m. on July 1, 2020, unless sooner terminated as provided in this Agreement, or unless the services or the Project is completed sooner. The term may be renewed for one (1) additional one-year period, at the discretion of the City Manager."
- 2. Except as expressly modified herein, all of the terms and conditions contained in Agreement No. 34646 are ratified and confirmed and shall remain in full force