

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

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SECOND AMENDMENT TO AGREEMENT NO. 34946

**34946**

THIS SECOND AMENDMENT TO AGREEMENT NO. 34946 is made and entered, in duplicate, as of April 9, 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 May 15, 2018, by and between AXON ENTERPRISE, INC., a Delaware corporation ("Contractor"), with a place of business at 17800 North 85<sup>th</sup> Street, Scottsdale, Arizona 85255, and the CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, City requires specialized services to be performed and equipment and products to be provided in connection with Request For Proposals Number PD18-090, for a Long Beach Police Department pilot program utilizing Body Worn Camera equipment; and

WHEREAS, the parties entered Agreement No. 34946 ("Contract") whereby Contractor agreed to provide these services; and

WHEREAS, the parties desire to extend the Contract term;

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

1. Section 2. of Agreement No. 34946 is hereby amended to read as follows:

"2. TERM. Unless sooner terminated as provided for herein, this Agreement shall commence at midnight on June 8, 2018, and end at 11:59 p.m. on December 7, 2019. This Agreement may be extended for two (2) additional six (6) month periods, as approved by the City. The parties agree that Contractor shall provide all services herein at no cost to the City."

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2. Except as expressly modified herein, all of the terms and conditions contained in Agreement No. 34946 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.

AXON ENTERPRISE, INC., a Delaware corporation

April 17, 2019

By [Signature]  
Name Robert Driscoll  
Title VP, Associate GC

April 17, 2019

Tom Modica  
Assistant City Manager

By [Signature]  
Name Isaiah Fields  
Title General Council

EXECUTED PURSUANT  
TO SECTION 301 OF  
THE CITY CHARTER

"Consultant"  
CITY OF LONG BEACH, a municipal corporation

May 20, 2019

By [Signature]  
City Manager

"City"

This Second Amendment to Agreement No. 34946 is approved as to form on April 30, 2019.

CHARLES PARKIN, City Attorney

By [Signature]  
Deputy