

1 EIGHTH AMENDMENT TO AGREEMENT NO. 33400

2 33400

3 THIS EIGHTH AMENDMENT TO AGREEMENT NO. 33400 is made and
4 entered, in duplicate, as of March 11, 2020, for reference purposes only, pursuant to a
5 minute order adopted by the City Council of the City of Long Beach at its meeting on
6 March 10, 2020, by and between BAKERCREW CONSULTING, INC., a Wyoming
7 corporation ("Consultant"), with a place of business at 60 Dancer Circle, Alpine,
8 Wyoming 83128, and the CITY OF LONG BEACH, a municipal corporation ("City").

9 WHEREAS, City and Consultant (the "Parties") entered into Agreement
10 No. 33400 (the "Agreement") whereby Consultant agreed to provide professional and
11 technical services for information technology projects and systems on an as-needed
12 basis; and

13 WHEREAS, the Parties entered into a First Amendment to the Agreement
14 to increase the not to exceed amount to \$600,000; and

15 WHEREAS, the Parties entered into a Second Amendment to the
16 Agreement to increase the not to exceed amount to \$900,000 and extend the term to
17 January 22, 2017; and

18 WHEREAS, the Parties entered into a Third Amendment to the Agreement
19 to increase the not to exceed amount to \$1,000,000 and extend the term to January 22,
20 2018; and

21 WHEREAS, the Parties entered into a Fourth Amendment to the
22 Agreement to increase the not to exceed amount to \$1,500,000 and extend the term to
23 January 22, 2019; and

24 WHEREAS, the Parties entered into a Fifth Amendment to the Agreement
25 to extend the term to May 22, 2019; and

26 WHEREAS, the Parties entered into a Sixth Amendment to the Agreement
27 to extend the term to October 22, 2019; and

28 WHEREAS, the Parties entered into a Seventh Amendment to the

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

1 Agreement to extend the term to March 22, 2020; and

2 WHEREAS, the Parties desire to decrease the Agreement by \$100,000 for
3 a total not to exceed amount of \$1,400,000 and extend the term to July 22, 2020;

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

6 1. Section 1.A. of the Agreement is hereby amended to read as
7 follows:

8 "A. Consultant shall furnish specialized services more particularly
9 described in Exhibit "A", attached to the Agreement and incorporated by this
10 reference, in accordance with the standards of the profession, and City shall
11 pay for these services in the manner described below, a total not to exceed
12 contract amount of One Million Four Hundred Thousand Dollars (\$1,400,000), at
13 the rates or charges shown in Exhibit "A".

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

15 "2. TERM. The term of this Agreement shall commence on January
16 22, 2014, and shall terminate on July 22, 2020, unless sooner terminated as provided in
17 this Agreement, or unless the services or the Project is completed sooner."

18 3. Except as expressly modified herein, all of the terms and conditions
19 contained in Agreement No. 33400 are ratified and confirmed and shall remain in full
20 force and effect.

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1 IN WITNESS WHEREOF, the Parties have caused this document to be
2 duly executed with all formalities required by law as of the date first stated above.

3 BAKERCREW CONSULTING, INC., a
4 Wyoming corporation

5 March 12, 2020

By [Signature]
6 Name Sandy Baker
7 Title President

8 3/12, 2020

By [Signature]
9 Name BYRON E. BAKER
10 Title VICE PRESIDENT / CEO

11 "Consultant"

12 CITY OF LONG BEACH, a municipal
13 corporation

14 March 20, 2020

By [Signature]
15 City Manager

16 EXECUTED PURSUANT
17 TO SECTION 301 OF
18 THE CITY CHARTER

19 This Eighth Amendment Agreement No. 33400 is approved as to form on

20 March 19, 2020.

21 CHARLES PARKIN, City Attorney

22 By [Signature]
23 Deputy

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25 CHARLES PARKIN, City Attorney
26 411 West Ocean Boulevard, 9th Floor
27 Long Beach, CA 90802