

FIRST AMENDMENT TO CONTRACT NO. 33980

33980

THIS FIRST AMENDMENT TO CONTRACT NO. 33980 ("First Amendment") is entered into, in duplicate, effective as of June 7, 2016, for reference purposes only, pursuant to a minute order adopted by the City Council of the City of Long Beach at its meeting held on June 2, 2015, by and between UNITED CAMBODIAN COMMUNITY, a non-profit Corporation ("Contractor") with offices located at 2201 E. Anaheim Street, Suite 200, Long Beach, California 90804, and the CITY OF LONG BEACH, a municipal corporation ("City") and administering entity for Pacific Gateway Workforce Investment Network.

WHEREAS, City requires specialized services requiring unique skills to be performed in providing Workforce Investment Act/Workforce Innovation and Opportunity Act (WIA/WIOA) program services to out-of-school youth; and

WHEREAS, the City and Contractor entered Contract No. 33980 (the "Contract") whereby Contractor agreed to provide such services; and

WHEREAS, the City and Contractor desire to extend the term and add \$169,904 for a total not to exceed contract amount of \$373,155;

NOW, THEREFORE, in consideration of the mutual terms and conditions in the Contract and in this First Amendment, the parties agree as follows:

1. Section 2 of Contract No. 33980 is hereby amended to read as follows:

SECTION 2. TERM.

The term of this Contract shall be deemed to have commenced as of June 4, 2015, and unless sooner terminated pursuant to the provisions hereof, shall terminate on June 30, 2017. Either of the parties hereto shall have the right to terminate this Contract in its entirety at any time during the Term for any or no reason whatsoever by giving fifteen (15) days prior written notice of termination to the other party. City shall have the additional right to cancel any part of this Contract at any time during the Term for any reason whatsoever by giving fifteen (15) days' notice of such cancellation to the Contractor.

1 Notwithstanding the foregoing, the City shall have the right to terminate and
2 cancel this Contract without notice, in its sole discretion, if the actions or non-action of
3 Contractor subjects the City to liability, legal obligations or program operation obligations
4 beyond the liability and obligations under the Contract Documents. If this Contract is
5 terminated prior to the expiration of the term, Contractor shall be reimbursed for all eligible
6 program allowable costs which have been accrued but not paid through the effective date
7 of termination. Contractor agrees to accept such amount, plus all amounts previously paid,
8 as full payment and satisfaction of all obligations of City to Contractor.”

9 2. The first paragraph to Section 5 of Contract No. 33980 is hereby
10 amended to read as follows:

11 “SECTION 5. CONTRACT AMOUNT AND PAYMENT.

12 The total amount which shall be payable by City to Contractor for Contractor's
13 allowable services during the term shall not exceed Three Hundred Seventy-Three
14 Thousand One Hundred Fifty-Five Dollars (\$373,155).”

15 3. Except as expressly amended in this First Amendment, all terms and
16 conditions in Contract No. 33980 are ratified and confirmed and shall remain in full force
17 and effect.

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1 IN WITNESS WHEREOF, the parties hereto have caused these presents to
2 be duly executed with all the formalities required by law on the respective dates set forth
3 opposite their signatures.

4 UNITED CAMBODIAN COMMUNITY, a
5 non-profit corporation

6 7/18, 2016

By Wt
Name Weston Labor
Title Chairman

8 7/18, 2016

By Susana Sngieda
Name Susana Sngieda
Title Executive Director

9 "Contractor"

10 CITY OF LONG BEACH, a municipal
11 corporation

12 8/31, 2016

By TBML EXECUTED PURSUANT
City Manager TO SECTION 301 OF
THE CITY CHARTER.

13 "City" Assistant City Manager

14 This First Amendment to Contract No. 33980 is approved as to form on

15 July 28, 2016.

16 CHARLES PARKIN, City Attorney

17 By Charles Parkin
18 Deputy

19 OFFICE OF THE CITY ATTORNEY
20 CHARLES PARKIN, City Attorney
21 333 West Ocean Boulevard, 11th Floor
22 Long Beach, CA 90802-4664