

33608

FIRST AMENDMENT TO AGREEMENT NUMBER C-124773 OF CITY OF LOS ANGELES CONTRACT

BETWEEN

THE CITY OF LOS ANGELES

AND

THE CITY OF LONG BEACH, ACTING BY AND THROUGH ITS POLICE DEPARTMENT

THIS FIRST AMENDMENT to Agreement Number C-124773 ("First Amendment") is made and entered into by and between the City of Los Angeles, a municipal corporation (the "City"), and the City of Long Beach, a municipal corporation, acting by and through its Police Department, a political subdivision of the State of California (the "Subgrantee" or "Subrecipient").

WITNESSETH

WHEREAS, the City and Subrecipient entered into that certain City of Los Angeles Contract Number C-124773 (the "Agreement") related to the Securing the Cities Program Grant provided by the Grantor (as such term is defined in the Agreement) to the City (the "Grant"), whereby the City agreed to reimburse certain expenses incurred by the Subrecipient as a participating agency in the STC Program (as such term is defined in the Agreement) from the Grant allocations for Fiscal Year 12 ("FY 12") and Fiscal Year 13 ("FY 13"), such Agreement having a term of January 1, 2013, to July 14, 2015, with a maximum reimbursement amount from FY 12 and FY 13 Grant funds to Subrecipient in the amount of Two Hundred Sixty-Four Thousand Six Hundred Dollars (\$264,600.00), and the execution of said Agreement having been authorized by the Los Angeles City Council (C.F.# 13-1301, dated 11/05/2013); and

WHEREAS, on or about July 23, 2014, the Grantor awarded the City an additional allocation under the Grant for the Fiscal Year 2014 ("FY 14") and extended the Grant performance period for all allocations under the Grant to July 14, 2015 (the "FY 14 Grant Acceptance"), such FY 14 Grant Acceptance having been accepted by the Los Angeles City Council (C.F.# 13-1301-S1, dated 01/07/2015); and

WHEREAS, on or about July 15, 2015, the Grantor awarded the City an additional allocation under the Grant for the Fiscal Year 2015 ("FY 15") and extended the Grant performance period for all allocations under the Grant to July 14, 2016 (the "FY 15 Grant Acceptance"), such FY 15 Grant Acceptance having been accepted by the Los Angeles City Council (C.F.# 13-1301-S1, dated 01/19/2016); and

WHEREAS, on or about July 23, 2014, the Grantor approved the STC Program FY 14 budget, such that Subrecipient's maximum reimbursement amount from Grant funds was increased by the amount of One Hundred Thirty-Five Thousand Eight Hundred Dollars (\$135,800.00) ("FY 14 Budget"), and resulting in a total maximum reimbursement amount of Grant funds to Subrecipient of Four Hundred Thousand Four Hundred Dollars (\$400,400.00), such FY 14 Budget having been authorized by the Los Angeles City Council (C.F.# 13-1301-S1, dated 01/07/2015); and

WHEREAS, Section 502 of the Agreement provides for amendments to the Agreement;
and

WHEREAS, the City, through its Office of the Mayor, Office of Public Safety ("Mayor's Office"), which has been designated by the City to administer the Agreement and the projects contemplated therein, and Subrecipient each desires to enter into this First Amendment for the purpose of amending and/or modifying the Agreement to (a) extend the term of the Agreement to reflect the FY 15 Grant Acceptance, (b) adjust Subrecipient's maximum reimbursement amount of Grant funds under the Agreement to reflect the FY 14 Budget, and (c) make such other changes as are required in connection with the foregoing, all as detailed elsewhere in this First Amendment and as authorized by the Los Angeles City Council (C.F. 13-1301-S-1, dated 01/7/15 and 01/19/2016); and

WHEREAS, this First Amendment is necessary and proper to continue and/or complete certain activities authorized under the Agreement.

NOW, THEREFORE, the City and Subrecipient hereby covenant and agree that the Agreement be amended, effective July 15, 2015, as follows:

1. Section 201 of the Agreement entitled "Time of Performance" is hereby amended in its entirety to read as stated within the quotation marks in the following paragraph:

"The term of this Agreement shall be from January 1, 2013 and end July 14, 2016 (the "Term"). Subrecipient shall cooperate with the City and Grantor in completing any necessary close out activities in connection with the Grant."


2. Paragraph A of Section 301 of the Agreement entitled "Reimbursement of Grant Funds and Method of Payment" is hereby amended in its entirety to read as stated within the quotation marks in the following paragraph:

"The City of Los Angeles shall reimburse Subrecipient from Grant funds for personnel expenses incurred by Subrecipient in connection with STC Program training and exercise activities as described in Section 202 above. Such reimbursement shall, in no event, exceed Four Hundred Thousand Four Hundred Dollars (\$400,400.00), which represents the maximum reimbursement amount allocated to Subrecipient and approved by the Mayor's Office and the Grantor for Grant allocations for Fiscal Year 2012, 2013, 2014 and 2015."

Such amendment amends Subrecipient's maximum reimbursement amount from Grant funds to include the FY 14 and FY 15 Grant funds allocations as set forth in the FY 14 Budget and FY 15 Budget.

3. Except as herein amended or modified, all terms and conditions of the Agreement shall remain unchanged and in full force and effect by way of this First Amendment.
4. This First Amendment may be executed in one or more counterparts, each of which will be deemed an original, but all of which together will constitute one and the same instrument. This First Amendment includes three (3) pages which constitute the entire understanding and agreement of the parties with respect to the matters set forth herein.

IN WITNESS WHEREOF, the City and Subrecipient have caused this First Amendment to be executed by their duly authorized representatives.

<p>APPROVED AS TO FORM AND LEGALITY: MICHAEL N. FEUER, City Attorney</p> <p>By: <u>[Signature]</u> Steven Hong, Deputy City Attorney</p> <p>Date: <u>5/4/16</u></p>	<p>For: THE CITY OF LOS ANGELES ERIC GARCETTI, Mayor</p> <p>By: <u>[Signature]</u> Eric Garcetti, Mayor</p> <p>Date: <u>5/9/16</u></p>
<p>ATTEST:</p> <p>HOLLY L. WOLCOTT, City Clerk</p> <p>By: <u>[Signature]</u> Deputy City Clerk</p> <p>Date: <u>5-11-16</u></p>	
<p>APPROVED AS TO FORM:</p> <p>By: <u>[Signature]</u> Deputy City Attorney</p> <p>Date: <u>4/1/16</u></p>	<p>For: THE CITY OF LONG BEACH, A MUNICIPAL CORPORATION, ACTING BY AND THROUGH ITS ASSISTANT CITY MANAGER</p> <p>By: <u>[Signature]</u> Name: <u>Patrick H. West</u> Title: <u>City Manager</u> Date: <u>4/13/16</u></p>
<p>ATTEST:</p> <p>By: <u>[Signature]</u> Name: <u>Maria de la Luz Garcia</u> Title: <u>City Clerk</u> Date: <u>4/19/2016</u></p>	<p>EXECUTED PURSUANT TO SECTION 301 OF THE CITY CHARTER.</p> <p>[SEAL]</p>

City Business License Number: _____
 Internal Revenue Service ID Number: _____
 Council File/OARS File Number: 13-1301-S1 Date of Approval: 1/7/15 & 01/19/2016
 City Contract Number: C-124773
 CFDA: 97.106
 FAIN: 2012-DN-106-00001-04

CONTRACT SUMMARY SHEET

TO: THE OFFICE OF THE CITY CLERK,
COUNCIL/PUBLIC SERVICES DIVISION
ROOM 395, CITY HALL

DATE: 04/28/2016

FROM (DEPARTMENT): Mayor's Office of Public Safety

CONTACT PERSON: Gabriela V. Jasso

PHONE: (213) 978-0756

CONTRACT NO.: C-124773

COUNCIL FILE NO.: 13-1301-S1

ADOPTED BY COUNCIL: 11052013, 01072016 & 0

APPROVED BY BPW: N/A

DATE

- NEW CONTRACT
 AMENDMENT NO. 1
 ADDENDUM NO.
 SUPPLEMENTAL NO.
 CHANGE ORDER NO.

CONTRACTOR NAME: City of Long Beach, Acting by and through its Police Department

TERM OF CONTRACT: January 1, 2013 THROUGH: July 14, 2016

TOTAL AMOUNT: \$264,600 + \$135,800 = \$400,400.00

PURPOSE OF CONTRACT:

This 1st Amendment increases LBPD's budget to \$400,400.00 and extends the project performance period from July 14, 2015 to July 14, 2016.