

1 FIRST AMENDMENT TO AGREEMENT NO. 32971

2 **32971**

3 THIS FIRST AMENDMENT TO AGREEMENT NO. 32971 is made and
4 entered, in duplicate, as of June 12, 2019, 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 June
6 11, 2019, by and between ECCO WIRELESS USA, INC., a California corporation
7 ("Consultant"), with a place of business at 578 W. Washington Blvd., Suite 111, Marina Del
8 Rey, California, 90292 and the CITY OF LONG BEACH, a municipal corporation ("City").

9 WHEREAS, City and Consultant (the "Parties") entered into Agreement No.
10 32971 (the "Agreement") whereby Consultant agreed to provide wireless internet service
11 at Alamitos Bay Marina, Shoreline Marina and Rainbow Harbor Marina; and

12 WHEREAS, the Parties desire to extend the term for two (2) additional years;

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

15 1. Section 4 of the Agreement is hereby amended to read as follows:

16 "4. TERM. The term of this Agreement shall commence at midnight on
17 January 1, 2013, and shall terminate at 11:59 p.m. on December 31, 2020, unless sooner
18 terminated as provided in this Agreement, or unless the services or the Project is
19 completed sooner."

20 2. Except as expressly modified herein, all of the terms and conditions
21 contained in Agreement No. 32971 are ratified and confirmed and shall remain in full force
22 and effect.

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OFFICE OF THE CITY ATTORNEY
CHARLES PARKIN, City Attorney
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Long Beach, CA 90802-4664

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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.

ECCO WIRELESS USA, INC., a California corporation

June 24, 2019

By [Signature]
Name Don Boudewyn
Title President

June 24, 2019

By [Signature]
Name Terry Dix
Title General Manager

Tom Modica
Assistant City Manager

"Consultant"

EXECUTED PURSUANT
TO SECTION 301 OF
THE CITY CHARTER

CITY OF LONG BEACH, a municipal corporation

July 12, 2019

By [Signature]
City Manager

"City"

This First Amendment to Agreement No. 32971 is approved as to form on

July 1, 2019.

CHARLES PARKIN, City Attorney

By [Signature]
Deputy