

1 NINTH AMENDMENT TO AGREEMENT NO. 33392

2 **33392**

3 THIS NINTH AMENDMENT TO AGREEMENT NO. 33392 is made and
4 entered, in duplicate, as of January 3, 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
6 October 3, 2017, by and between THE RYTE PROFESSIONALS, a corporation
7 ("Consultant"), with a place of business at 4141 Ball Road, #517, Cypress, California
8 90630, and the CITY OF LONG BEACH, a municipal corporation ("City").

9 WHEREAS, the City requires specialized services requiring unique skills to
10 be performed on an as-needed basis in connection with professional and technical services
11 for information technology projects and systems; and

12 WHEREAS, City and Consultant (the "Parties") entered into Agreement No.
13 33392 (the "Agreement") whereby Consultant agreed to provide these services; and

14 WHEREAS, the Parties entered into a First Amendment to the Agreement to
15 increase the not to exceed amount to \$100,000; and

16 WHEREAS, the Parties entered into a Second Amendment to the Agreement
17 to increase the not to exceed amount to \$200,000; and

18 WHEREAS, the Parties entered into a Third Amendment to the Agreement
19 to increase the not to exceed amount to \$400,000 and extend the term to January 22,
20 2017; and

21 WHEREAS, the Parties entered into a Fourth Amendment to the Agreement
22 to increase the not to exceed amount to \$600,000; and

23 WHEREAS, the Parties entered into a Fifth Amendment to the Agreement to
24 increase the not to exceed amount to \$900,000; and

25 WHEREAS, the Parties entered into a Sixth Amendment to the Agreement
26 to increase the total not to exceed amount to \$1,500,000 and extend the term; and

27 WHEREAS, the Parties entered into a Seventh Amendment to the
28 Agreement to increase the total not to exceed amount to \$2,000,000; and

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

1 WHEREAS, the Parties entered into an Eight Amendment to the Agreement
2 to increase the total not to exceed amount to \$3,000,000 and extend the term to January
3 22, 2019; and

4 WHEREAS, the Parties desire to add \$350,000 for a total not to exceed
5 amount of \$3,350,000 and extend the term to May 22, 2019;

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

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

9 “A. Consultant shall furnish specialized services more particularly
10 described in Exhibit “A,” attached to the Agreement and incorporated by this
11 reference, in accordance with the standards of the profession, and City shall pay
12 for these services in the manner described below, a total not to exceed contract
13 amount of Three Million Three Hundred Fifty Thousand Dollars (\$3,350,000), at
14 the rates or charges shown in Exhibit “A.”

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

16 3. “2. TERM. The term of this Agreement shall commence on
17 January 22, 2014, and shall terminate on May 22, 2019, unless sooner terminated as
18 provided in this Agreement, or unless the services or the Project is completed sooner.”

19 4. Except as expressly modified herein, all of the terms and conditions
20 contained in Agreement No. 33392 are ratified and confirmed and shall remain in full force
21 and effect.

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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.

THE RYTE PROFESSIONALS, a corporation

1/14, 2019

By [Signature]
Name STEVE SOSTERMAN
Title Sn Partner

1/16, 2019

By [Signature]
Name WENDE MONSIEUR
Title Asst Man

"Consultant"

CITY OF LONG BEACH, a municipal corporation

2/12, 2019

By [Signature]
City Manager

"City"

This Ninth Amendment Agreement No. 33392 is approved as to form on 1-24, 2019.

CHARLES PARKIN, City Attorney

By [Signature]
Deputy