

1 FIRST AMENDMENT TO AGREEMENT NO. 34977

2 **34977**

3 THIS FIRST AMENDMENT TO AGREEMENT NO. 34977 is made and
4 entered, in duplicate, as of July 25, 2019 for reference purposes only, pursuant to
5 Resolution No. RES-18-0090 adopted by the City Council of the City of Long Beach at its
6 meeting on June 19, 2018, by and between EMC CORPORATION, a Massachusetts
7 corporation ("Contractor"), whose address is 176 South Street, Hopkinton, Massachusetts
8 01748, and the CITY OF LONG BEACH ("City"), a municipal corporation.

9 WHEREAS, City and Contractor (the "Parties") entered into Agreement No.
10 34977 (the "Agreement") whereby Contractor agreed to provide data center systems
11 equipment; and

12 WHEREAS, the Parties desire to extend the term of the Agreement;

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

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

16 "D. The term of this Agreement shall commence at midnight on June 19,
17 2018, and shall terminate at 11:59 p.m. on March 30, 2020."

18 2. Except as expressly amended herein, all terms and conditions in
19 Agreement No. 34977 are ratified and confirmed and shall remain in full force and effect.

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OFFICE OF THE CITY ATTORNEY
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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.

EMC CORPORATION, a Massachusetts corporation

July 28, 2019

By Alison Harrington
Name Alison Harrington
Title Commercial Counsel

July 28, 2019

By Chantal Lyon
Name Chantal vanLede Lyon
Title Sr. Director, Managing Counsel
Enterprise Legal Team

**Tom Modica
Assistant City Manager**

"Contractor"

**EXECUTED PURSUANT
TO SECTION 301 OF
THE CITY CHARTER**

CITY OF LONG BEACH, a municipal corporation

8/8, 2019

By [Signature]
City Manager

"City"

This First Amendment to Agreement No. 34977 is approved as to form on August 5, 2019.

CHARLES PARKIN, City Attorney

By [Signature]
Deputy