

1 FIRST AMENDMENT TO AGREEMENT NO. 34465

2 **34465**

3 THIS FIRST AMENDMENT TO AGREEMENT NO. 34465 is made and  
4 entered, in duplicate, as of October 5, 2018 for reference purposes only, pursuant to  
5 Resolution No. RES-16-0104 adopted by the City Council of the City of Long Beach at its  
6 meeting on October 18, 2016, by and between THE GORDIAN GROUP, INC., a Georgia  
7 corporation ("Consultant" or "Gordian"), with a place of business at 30 Patwood Drive,  
8 Suite 350, Greenville, South Carolina 29615, and the CITY OF LONG BEACH, a municipal  
9 corporation ("City").

10 WHEREAS, City and Consultant (the "Parties") entered into Agreement No.  
11 34465 whereby Consultant agreed to provide Job Order Contracting ("JOC") program and  
12 software support; and

13 WHEREAS, the Parties desire to extend the term one (1) additional one-year  
14 period;

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

17 1. Section 2 of Agreement No. 34465 is hereby amended to read as  
18 follows:

19 "2. TERM. The term of this Agreement shall commence at midnight on  
20 November 30, 2016, and shall terminate at 11:59 p.m. on November 30, 2019, unless  
21 sooner terminated as provided in this Agreement, or unless the services or the Project is  
22 completed sooner. The Agreement may be renewed for one (1) additional one-year period,  
23 at the discretion of the City Manager."

24 2. Except as expressly modified herein, all of the terms and conditions  
25 contained in Agreement No. 34465 are ratified and confirmed and shall remain in full force  
26 and effect.

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

1 IN WITNESS WHEREOF, the Parties have caused this document to be duly  
2 executed with all formalities required by law as of the date first stated above.

3 THE GORDIAN GROUP, INC., a Georgia  
4 corporation

5 Oct. 15, 2018

6 By [Signature]  
7 Name Amman T. Lesher  
8 Title VP, General Counsel

9 Oct 15, 2018

10 By [Signature]  
11 Name Ray E. Keuper  
12 Title CFO

13 **Tom Modica**  
14 **Assistant City Manager**

15 EXECUTED PURSUANT "Consultant"

16 TO SECTION 301 OF

17 THE CITY CHARTER CITY OF LONG BEACH, a municipal  
18 corporation

19 Oct 26, 2018

20 By [Signature]  
21 City Manager

22 "City"

23 This First Amendment to Agreement No. 34465 is approved as to form on

24 10/17, 2018.

25 CHARLES PARKIN, City Attorney

26 By [Signature]  
27 Deputy

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