

34417

AMENDMENT #6

This amendment ("Amendment") is made this 5th day of April, 2018 by and between Tyler Technologies, Inc. with offices at One Tyler Drive, Yarmouth, Maine 04096 ("Tyler") and the City of Long Beach, with offices at 333 West Ocean Boulevard, 5th Floor, Long Beach, CA 90802 ("Client").

WHEREAS, Tyler and the Client are parties to an agreement dated October 10, 2016 ("Agreement"); and

WHEREAS, Tyler and Client desire to amend the terms of the Agreement as provided herein.

NOW THEREFORE, in consideration of the mutual promises hereinafter contained, Tyler and the Client agree as follows:

1. The items set forth in the sales quotation attached as Exhibit 1 to this Amendment are hereby added to the Agreement as of the execution date of this Amendment. Payment of fees and costs for such items shall conform to the following terms:
 - a. Services Fees & Expenses. Services added to the Agreement pursuant to this Amendment, along with applicable expenses, shall be invoiced consistent with Section 2 below as follows:

Month	To be billed	Retainage
May, 2018	\$8,300	\$2,075
June, 2018	\$8,300	\$2,075
July, 2018	\$8,300	\$2,075
August, 2018	\$8,300	\$2,075
September, 2018	\$8,300	\$2,075
October, 2018	\$8,300	\$2,075

2. Effective May 01, 2018, Exhibit B, Schedule 2 (Payment Milestones for Services) is hereby amended as follows:

Other Services Type	Terms	Amount	Total
Project Manager - Finance	Monthly in arrears, triggered on the next full month after the first planning meeting for Phase 1.	\$16,600.00 per month through April 2018. \$8,300.00 per month for May 2018 through October 2018.	For duration of phase not to exceed \$435,750.00
20% Retainer for Project Manager - Finance	At Phase 1 closure (Milestone 1.8).	\$87,150.00	

3. The parties acknowledge that, subject to any credit restrictions, Client may use available credit issued by Tyler to cover the costs of the items being added to the Agreement pursuant to this Amendment. For Client's internal purposes, due to the removal of software and services in prior amendments, the net result of this Amendment does not exceed the original Agreement amount.
4. This Amendment shall be governed by and construed in accordance with the terms and conditions

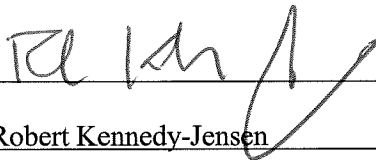
of the Agreement.

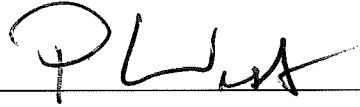
5. All other terms and conditions of the Agreement shall remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto have executed this Amendment as of the dates set forth below.

Tyler Technologies, Inc.

City of Long Beach, CA

By: 
Name: Robert Kennedy-Jensen
Title: Senior Corporate Attorney
Date: March 29, 2018

By: 
Name: Pat West
Title: City Manager
Date: 4/5/18

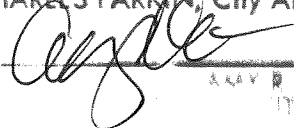
APPROVED AS TO FORM
4-4, 2018
CHARLES PARKIN, City Attorney

KAY R. WEBBER
CITY ATTORNEY



Exhibit 1

Investment Summary

The following Investment Summary details the software and services to be delivered by us to you under the Agreement. This Investment Summary is effective as of the Effective Date. Capitalized terms not otherwise defined will have the meaning assigned to such terms in the Agreement.

In the event a comment in the following sales quotation conflicts with a provision of this Amendment, the provision in this Amendment shall control.

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Quoted By: Jennifer Wahlbrink
 Date: 2/28/2018
 Quote Expiration: 8/27/2018
 Quote Name: City of Long Beach-ERP-Munis
 Quote Number: 2018-45385
 Quote Description: 2-28-18 6mo PM Services v.1

Sales Quotation For
 City of Long Beach
 Floor 5
 333 West Ocean Boulevard
 Long Beach, CA 90802-4664
 Phone +1 (562) 570-7089

Other Services

Description	Quantity	Unit Price	Unit Discount	Extended Price
Project Management - Financial	6	\$20,750.00	\$10,375.00	\$62,250.00
Sub-Total:				\$124,500.00
<u>Less Discount:</u>				<u>\$62,250.00</u>
TOTAL:				\$62,250.00

Summary

Total Tyler Software	\$0.00	One Time Fees	Recurring Fees
Total Tyler Services	\$62,250.00		\$0.00
Total 3rd Party Hardware, Software and Services	\$0.00		\$0.00
Summary Total	\$62,250.00		\$0.00
Contract Total	\$62,250.00		

Unless otherwise indicated in the contract or Amendment thereto, pricing for optional items will be held for Six (6) months from the Quote date or the Effective Date of the Contract, whichever is later.

Customer Approval: _____ Date: _____

Print Name: _____ P.O. #: _____

All primary values quoted in US Dollars _____