

OFFICE OF THE CITY ATTORNEY  
CHARLES PARKIN, City Attorney  
411 West Ocean Boulevard, 9th Floor  
Long Beach, CA 90802-4664

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SECOND AMENDMENT TO AGREEMENT

**35605**

THIS SECOND AMENDMENT TO AGREEMENT is made and entered, in duplicate, as of August 18, 2020 for reference purposes only, pursuant to a minute order adopted by the City Council of the City of Long Beach at its meeting on August 4, 2020, by and between DJC FOODS INC. DBA STARLING DINER, a California corporation ("Contractor"), with a place of business at 4114 E. 3rd St., Long Beach, CA 90814, and the CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, City and Contractor (the "Parties") entered into Agreement ("Agreement") whereby Contractor agreed to provide the specialized services as described in Request for Proposals Number CM20-058; and

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

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

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

"2. TERM. The term of this Agreement shall commence at midnight on June 9, 2020, and shall terminate at 11:59 p.m. on September 9, 2020, with the option to renew for one (1) additional one month period based on program extensions from the state, at the discretion of the City Manager."

2. Except as expressly modified herein, all of the terms and conditions contained in this Agreement are ratified and confirmed and shall remain in full force 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.

DJC FOODS INC. DBA STARLING DINER,  
a California corporation

August, 31, 2020

By Peter Basily  
Name Peter Basily  
Title manager

\_\_\_\_\_, 2020

By \_\_\_\_\_  
Name \_\_\_\_\_  
Title \_\_\_\_\_

"Contractor"

CITY OF LONG BEACH, a municipal  
corporation

September 8, 2020

By Linda F. Takem  
City Manager

EXECUTED PURSUANT  
TO SECTION 901 OF  
THE CITY CHARTER.

"City"

This Second Amendment to Agreement is approved as to form on  
Sept. 1, 2020.

CHARLES PARKIN, City Attorney

By Ray J. Anderson  
Deputy