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SIXTH AMENDMENT TO AGREEMENT NUMBER C-124773 OF
CITY OF LOS ANGELES CONTRACTS
BETWEEN
THE CITY OF LOS ANGELES
AND
THE CITY OF LONG BEACH, ACTING BY AND THROUGH ITS POLICE
DEPARTMENT

THIS SIXTH AMENDMENT to Agreement Number C-124773 ("Sixth Amendment") is made and entered into by and between the City of Los Angeles, a municipal corporation (the "City"), and the City of Long Beach, a municipal corporation, acting by and through its Police Department, a political subdivision of the State of California (the "Subgrantee" or "Subrecipient").

WITNESSETH

WHEREAS, on October 27, 2014, the City and Subrecipient entered into that certain City of Los Angeles Contract Number C-124773 (the "Agreement") relating to the Securing the Cities (STC) Program Grant (the "Grant") funded by the U.S. Department of Homeland Security ("Grantor"), whereby the City agreed to reimburse certain expenses incurred by the Subrecipient as a participating agency in the STC Program from the Grant allocations for Fiscal Year 2012 ("FY 12") and Fiscal Year 2013 ("FY 13"), such Agreement having a term of January 1, 2013 through July 14, 2015, with a maximum reimbursement amount from FY 12 and FY 13 Grant funds to Subrecipient in the amount of Two Hundred Sixty-Four Thousand Six Hundred Dollars (\$264,600.00), and the execution of said Agreement having been authorized by the Los Angeles City Council (C.F.# 13-1301, 11/05/13); and

WHEREAS, on May 11, 2016, the City and the Subrecipient entered into that certain First Amendment to the Agreement ("First Amendment") to increase allocation of funds authorized under the Agreement using Grant funds for the Fiscal Years 2014 and 2015 ("FY 14 & 15 Grant Allocation") for a total compensation due to Subrecipient in the amount of Four Hundred Thousand Four Hundred Dollars (\$400,400.00) and extend the Agreement performance period through July 14, 2016 ("FY 14 & 15 Extension"), such FY 14 & 15 Grant Allocation and FY 14 & 15 Extension having been authorized by the Los Angeles City Council (C.F.# 13-1301-S1, 1/7/15; 1/19/16); and

WHEREAS, on October 20, 2017, the City and the Subrecipient entered into that certain Second Amendment to the Agreement ("Second Amendment") to increase allocation of funds authorized under the Agreement using Grant funds for Fiscal Year 2016 ("FY 16 Grant Allocation") for a total compensation due to Subrecipient in the amount of Four Hundred Eighteen Thousand Six Hundred Sixty-Three Dollars (\$418,663.00) and extend the Agreement performance period through October 14, 2017 ("FY 16 Extension"), such FY 16 Grant Allocation and FY 16 Extension having been authorized by the Los Angeles City Council (C.F.# 13-1301-S2, 1/7/15; 4/5/17); and

WHEREAS, on September 13, 2018, the City and Subrecipient entered into that certain Third Amendment to the Agreement ("Third Amendment") to extend the Agreement performance through October 18, 2019 ("FY 17 & 18 Extension"), pursuant to authorization by the Los Angeles City Council (C.F. #13-1301-S2, 5/1/18; 4/5/19) and as authorized by Section 14.8 of the Los Angeles Administrative Code ("Section 14.8"), and

WHEREAS, on August 4, 2020, the City and Subrecipient entered into that certain Fourth Amendment to the Agreement ("Fourth Amendment") to decrease fund allocation of Grant funds for a total compensation due to Subrecipient under the Agreement in the amount One Hundred Ninety-Nine Thousand Four Hundred Forty-Two Dollars and Fifty Cents (\$199,442.50) and extend the Agreement performance period through October 14, 2020 ("FY 19 Extension"), such decrease and FY 19 Extension having been authorized by the Los Angeles City Council (C.F. #13-1301-S2; 7/1/20); and

WHEREAS, on April 23, 2021, the City and Subrecipient entered into that certain Fifth Amendment to the Agreement ("Fifth Amendment") to extend the Agreement performance period through October 14, 2021 ("FY 20 Extension"), such FY 20 Extension having been authorized by Section 14.8; and

WHEREAS, on April 7, 2021, the Grantor approved the STC Program Fiscal Years 2012-2016 Budget Modification such that Subrecipient's allocation of funds was decreased by the amount of One Hundred Ten Thousand Dollars (\$110,000.00) ("STC FY 12-16 Decrease"); and

WHEREAS, the City and the Subrecipient each desires to enter into this Sixth Amendment to the Agreement ("Sixth Amendment") to document the budget decrease and decrease the fund allocation under the Agreement by the FY 12-16 Decrease, resulting in a total compensation due to Subrecipient under the Agreement in the amount of Eighty-Nine Thousand Four Hundred Forty-Two Dollars and Fifty Cents (\$89,442.50), such STC FY 12-16 Decrease having been authorized by the Los Angeles City Council (C.F.# 13-1301-S2, 5/5/21); and

WHEREAS, Section 502 of the Agreement provides for amendments to the Agreement; and

WHEREAS, the City, through its Mayor's Office of Public Safety ("Mayor's Office"), which has been designated by the City to administer the Agreement and the projects contemplated therein, and Subrecipient each desires to enter into this Sixth Amendment for the purpose of amending the Agreement to (a) reflect the STC FY 12-16 Decrease and (b) make such other changes as are required in connection with the foregoing, all as detailed elsewhere in this Sixth Amendment and as authorized by the Los Angeles City Council (C.F.# 13-1301-S2, 5/5/21); and

WHEREAS, this Sixth Amendment is necessary and proper to continue and/or complete certain activities authorized under the Agreement.

NOW, THEREFORE, the City and Subrecipient hereby covenant and agree that the Agreement, as previously amended, be further amended, effective January 1, 2013, as follows:

1. Paragraph A of Section 301 of the Agreement entitled "Reimbursement of Grant Funds and Method of Payment" is hereby amended in its entirety to read as stated within the quotation marks in the following paragraph:

"The City of Los Angeles shall reimburse Subrecipient from Grant funds for personnel expenses incurred by Subrecipient in connection with STC Program training and exercise activities as described in Section 202 above. Such reimbursement shall, in no event, exceed Eighty-Nine Thousand Four Hundred Forty-Two Dollars and Fifty Cents (\$89,442.50), which is the maximum reimbursement amount allocated to Subrecipient and approved by the Mayor's Office and the Grantor under the STC Program Fiscal Years 2012-2016 Budget Modification."

2. Except as herein amended or modified, all terms and conditions of the Agreement, as previously amended, shall remain unchanged and in full force and effect by way of this Sixth Amendment.
3. This Sixth Amendment may be executed in one or more counterparts, and by the parties in separate counterparts, each of which when executed shall be deemed to be an original but all of which taken together shall constitute one and the same agreement. The parties further agree that facsimile or scanned signatures (or signatures in another electronic format designated by City) and sent by e-mail shall be deemed original signatures. This Sixth Amendment includes four pages which constitute the entire understanding and agreement of the parties with respect to the matters set forth herein.

[REMAINDER OF PAGE LEFT INTENTIONALLY BLANK]

IN WITNESS WHEREOF, the City and Subrecipient have caused this Sixth Amendment to be executed by their duly authorized representatives.

<p>APPROVED AS TO FORM: HYDEE FELDSTEIN SOTO, CITY ATTORNEY</p> <p>By: <u>Barak Vaughn</u> Barak Vaughn, Deputy City Attorney</p> <p>Date: <u>1/31/23</u></p>	<p>FOR THE CITY OF LOS ANGELES KAREN BASS, MAYOR</p> <p>By: <u>Karen Bass</u> Karen Bass, Mayor</p> <p>Date: <u>02/15/2023</u></p>
<p>ATTEST: HOLLY L. WOLCOTT, City Clerk</p> <p>By: <u>Holly L. Wolcott</u> Deputy City Clerk</p> <p>Date: <u>2/15/2023</u></p>	
<p>APPROVED AS TO FORM AND LEGALITY:</p> <p>By: <u>Arturo D. Sanchez</u> Deputy City Attorney</p> <p>Date: <u>1-5-23</u></p>	<p>FOR THE CITY OF LONG BEACH, A MUNICIPAL CORPORATION, ACTING BY AND THROUGH ITS POLICE DEPARTMENT</p> <p>By: <u>Linda F. Tatum</u> Name: <u>LINDA F. TATUM</u> Title: <u>ASST CITY MANAGER</u> Date: <u>1/13/2023</u></p> <p>EXECUTED PURSUANT TO SECTION 301 OF THE CITY CHARTER.</p>
<p>ATTEST:</p> <p>By: <u>LaShavon Frederick</u> Name: <u>LaShavon Frederick</u> Title: <u>City Clerk</u> Date: <u>2/15/2023</u></p>	

City Business License Number: _____
Internal Revenue Service ID Number: _____
Council File/OARS File Number: 13-1301-S2 Dates of Approval: 1/7/15, 1/19/16, 4/5/17,
5/1/18, 4/5/19, 7/1/20, 5/5/21
This Agreement is Sixth Amendment to City Contract Number: C-124773