

ELEVENTH AMENDMENT TO AGREEMENT NO. 23214

23214

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3 THIS ELEVENTH AMENDMENT TO AGREEMENT NO. 23214 is made and
4 entered, in duplicate, as of November 18, 2004 for reference purposes only, pursuant to
5 a minute order adopted by the City Council of the City of Long Beach at its meeting on
6 December 6, 1994, by and between TIBURON, INC., a Virginia corporation, with a
7 place of business at 1388 Sutter Street, Suite 1000, San Francisco, California 94109
8 ("Tiburon") and the CITY OF LONG BEACH, a municipal corporation ("City").

9 WHEREAS, the parties entered Agreement No. 23214 whereby Tiburon agreed
10 to provide specialized data processing services relating to computer-aided dispatching
11 and records management systems for City's Police and Fire Departments ("Project")
12 and to grant a license and maintenance for the Project; and

13 WHEREAS, the Agreement has previously been amended to extend the term
14 and to add services; and

15 WHEREAS, the parties desire again to amend the Agreement to extend the term
16 and to pay for services received during the extended term;

17 NOW, THEREFORE, in consideration of the mutual terms and conditions in
18 Agreement No. 23214 and herein, the parties agree as follows:

19 1. The term for support and maintenance of the computer-aided dispatch
20 software ("CAD") is hereby extended beginning on November 1, 2004 and ending on
21 February 28, 2005.


22 2. Notwithstanding anything to the contrary in the Agreement or in any
23 attachment or exhibit to the Agreement, Tiburon shall perform the support and
24 maintenance services with respect to CAD that are described in the Agreement,
25 including previous Amendments, exhibits and attachments, and City shall pay the fees
26 for those services, as more particularly identified in Exhibit "A" attached to this Eleventh
27 Amendment and incorporated by this reference, during the extended term described in
28 Section 1 above.

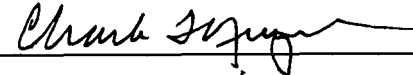
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Long Beach, California 90802-4664
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1 3. Except as expressly amended in this Eleventh Amendment, all terms and
2 conditions in Agreement No. 23214 (as previously amended, to the extent consistent
3 with this Amendment) are ratified and confirmed and shall remain in full force and
4 effect.

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

7 **TIBURON, INC.**, a Virginia corporation
8 _____, 2004 By 
9 ROBERT BROWN
10 (Type or Print Name)
11 COO
(Type or Print Officer's Title)

12 _____, 2004 By 
13 CHARLES L. NUZUM
14 (Type or Print Name)
15 VICE PRESIDENT FINANCE & ADMIN
(Type or Print Officer's Title)

16 "Tiburon"

17 **CITY OF LONG BEACH**, a municipal
18 corporation
19 12.21, 2004 By 
20 City Manager

21 "City"

22 This Eleventh Amendment to Agreement No. 23214 is approved as to form on
23 12/20, 2004.


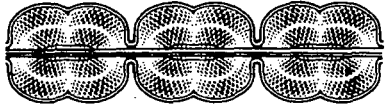
24 ROBERT E. SHANNON, City Attorney
25 By 
26 Senior Deputy

EXHIBIT "A"

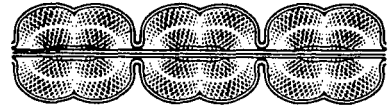
Fees for Support and Maintenance of CAD

The City shall pay to Tiburon for support and maintenance of the CAD software for the extended term of the Agreement described in this Eleventh Amendment the sum of \$34,896.00, on receipt of an invoice from Tiburon for the support and maintenance services.

CALIFORNIA



ALL-PURPOSE



ACKNOWLEDGEMENT

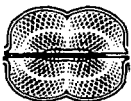
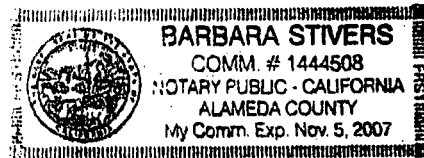
STATE OF CALIFORNIA)
COUNTY OF Alameda)

On Dec 2, 2004 before me, Barbara Stivers Notary Public
DATE NAME, TITLE OF OFFICER - E.G., "JANE DOE, NOTARY PUBLIC"

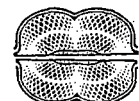
personally appeared, Robert Brown & Charles L. Nuzum
personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s)
whose name(s) ~~is~~ are subscribed to the within instrument and acknowledged to me that he/~~she~~/
they executed the same in his/~~her~~/their authorized capacity(ies), and that by his/~~her~~/their
signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted,
executed the instrument.

WITNESS my hand and official seal.

Barbara Stivers (SEAL)
NOTARY PUBLIC SIGNATURE



OPTIONAL INFORMATION



TITLE OR TYPE OF DOCUMENT _____
DATE OF DOCUMENT _____ NUMBER OF PAGES _____
SIGNER(S) OTHER THAN NAMED ABOVE _____