

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

FIRST AMENDMENT TO AGREEMENT NO. 33289

33289

THIS FIRST AMENDMENT TO AGREEMENT NO. 33289 is made and entered, in duplicate, as of September 21, 2016 for reference purposes only, pursuant to a minute order adopted by the City Council of the City of Long Beach at its meeting on September 17, 2013, by and between IMS INFRASTRUCTURE MANAGEMENT SERVICES, LLC, an Arizona limited liability company ("Consultant"), with a place of business at 1820 W. Drake Drive, Suite 108, Tempe, Arizona 85283, and the CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, City requires specialized services requiring unique skills to be performed in connection with engineering consulting services for the development of the City's pavement maintenance and management system; and

WHEREAS, City and Consultant entered into Agreement No. 33289 whereby Consultant agreed to provide these services; and

WHEREAS, City and Consultant desire to extend the term;

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

1. Section 2 of Agreement No. 33289 is hereby amended to read as follows:

"2. TERM. The term of this Agreement shall commence at midnight on October 1, 2013, and shall terminate at 11:59 p.m. on December 31, 2017, unless sooner terminated as provided in this Agreement, or unless the services or the Project is completed sooner."

2. Except as expressly modified herein, all of the terms and conditions contained in Agreement No. 33289 are ratified and confirmed and shall remain in full force and effect.

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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 IMS INFRASTRUCTURE MANAGEMENT
4 SERVICES, LLC, an Arizona limited liability
5 company

6 October 27, 2016

7 By [Signature]
8 Name Stephen Smith
9 Title Member / Manager

10 "Consultant"

11 CITY OF LONG BEACH, a municipal
12 corporation

13 Nov. 7, 2016

14 By [Signature]
15 City Manager
16 Assistant City Manager

17 "City" EXECUTED PURSUANT
18 TO SECTION 301 OF
19 THE CITY CHARTER.

20 This First Amendment to Agreement No. 33289 is approved as to form on

21 11/1, 2016.

22 CHARLES PARKIN, City Attorney

23 By [Signature]
24 Deputy

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