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

## FIRST AMENDMENT TO AGREEMENT NO. 35082

## 

THIS FIRST AMENDMENT TO AGREEMENT NO. 35082 is made and entered, in duplicate, as of August 4, 2021, 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 18, 2018, by and between DATAGEAR, INC., a California corporation ("Contractor") whose address is 500 W. Dyer Road, Santa Ana, California 92707, and the CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, City and Contractor (the "Parties") entered into Agreement No. 35082 (the "Agreement") whereby Contractor agreed to provide maintenance and operation of the Airport Flight Information Display System at the Long Beach Airport; and

WHEREAS, the Parties desire to add \$65,616 to the Agreement and extend the term one (1) additional one-year period;

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

- 1. Section 1.A. of the Agreement is hereby amended to read as follows:
- "A. Contractor shall furnish specialized services more particularly described in Exhibit "A-2", attached to the Agreement and incorporated by this reference, at those locations at the Airport more particularly described in Exhibit "A-3", attached to the Agreement and incorporated by this reference, which may be amended from time to time between the Parties hereto, in accordance with the standards of the profession, and City shall pay for these services in the manner described below, an amount not to exceed Four Hundred Thousand Four Hundred Two Dollars (\$400,402), at the rates or charges shown in Exhibit "B"."
  - 2. Section 2 of the Agreement is hereby amended to read as follows:
- "2. <u>TERM</u>. The term of this Agreement shall commence at midnight on October 1, 2018, and shall terminate at 11:59 p.m. on September 30, 2022, unless sooner terminated as provided in this Agreement, or unless the services or the Project is

completed sooner. The term may be extended for one (1) additional one-year period at the discretion of the City Manager."

3. Except as expressly modified herein, all of the terms and conditions contained in Agreement No. 35082 are ratified and confirmed and shall remain in full force and effect

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.

	DATAGEAR, INC., a California corporation
August , 5 th, 2021	Name Lee M Coffey Title President Datagear Inc
, 2021	By Name Title
	"Contractor"
	CITY OF LONG BEACH, a municipal corporation
September 9, 2021	By Sinda F. Jatum City Manager
	"CINTO SECTION O
This First Amendment to Agr	eement No 050820s approved as to form on
Soptember 7, 2021.	
•	CHARLES PARKIN, City Attorney  By  Deputy

completed sooner.	The term may be ex	xtended for	one (1)	additional	one-year	period at
the discretion of the	City Manager."					

3. Except as expressly modified herein, all of the terms and conditions contained in Agreement No. 35082 are ratified and confirmed and shall remain in full force and effect.

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.

DATAGEAR, INC., a California corporation

		- ~ m ~ //
August , 5 th	_, 2021	Name Lee M. Coffey
		Title President , Datagear Inc.
	_, 2021	Ву
		Name
		Title
		"Contractor"
		CITY OF LONG BEACH, a municipal corporation
,		od por accompany
	_, 2021	ByCity Manager
		Only Manager
		"City"
This First Amend	ment to Ag	reement No. 35082 is approved as to form or
, 2021		
		CHARLES PARKIN, City Attorney
		Ву
		Deputy