

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

1 FIRST AMENDMENT TO COOPERATIVE AGREEMENT NO. 34249

2 **34249**

3 THIS FIRST AMENDMENT TO COOPERATIVE AGREEMENT NO. 34249  
4 is made and entered, in duplicate, as of November 17, 2017 for reference purposes only,  
5 pursuant to a minute order of the City Council of the City of Long Beach at its meeting held  
6 October 3, 2017, by and between the CITY OF LONG BEACH, a municipal corporation  
7 ("CLB") and the CITY OF SIGNAL HILL, a municipal corporation ("CSH").

8 WHEREAS, on June 29, 2015, Caltrans entered into a cooperative  
9 implementation agreement (the "Caltrans Agreement") to reimburse CSH an amount not  
10 to exceed eleven million dollars (\$11,000,000) for costs associated with the planning,  
11 design and construction of a stormwater capture facility within Caltrans' regional jurisdiction  
12 in order to satisfy NPDES permit requirements and further the goals of their permits  
13 ("Project"); and

14 WHEREAS, CLB also desires to participate in the Project by providing a site  
15 for the Project, as well as technical support, in order to satisfy NPDES permit requirements  
16 and further the goals of its permit; and

17 WHEREAS, CLB and the CSH (the "Parties") entered into Cooperative  
18 Agreement No. 34249 for the purpose of setting forth their respective roles and  
19 responsibilities to the Project; and

20 WHEREAS, the Parties desire to increase the reimbursement amount to  
21 \$350,000 for additional City of Long Beach administrative costs;

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

24 1. Section 12.B of Agreement No. 34249 is hereby amended to read as  
25 follows:

26 "B. CLB may submit invoices to CSH for final allowable payments  
27 for Project costs in accordance with the terms of this Agreement sixty (60) days after  
28 the effective date of the termination of this Agreement, or such other time agreed

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upon by the parties. The total project cost to be invoiced by CLB will not exceed Three Hundred Fifty Thousand Dollars (\$350,000) unless mutually agreed to by CLB's and CSH's Directors of Public Works."

2. Except as expressly modified herein, all of the terms and conditions contained in Cooperative Agreement No. 34249 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.

CITY OF LONG BEACH, a municipal corporation

2/5 2017  
2018 By [Signature]  
City Manager

This First Amendment to Cooperative Agreement No. 34249 is approved as to form on Jan. 29 2017  
2018

CHARLES PARKIN, City Attorney

By [Signature]  
Deputy

CITY OF SIGNAL HILL

January 9, 2018 By [Signature]  
City Manager

Approved as to form:

By [Signature]  
City Attorney

ATTEST:

By [Signature] Deputy  
City Clerk