

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

SECOND AMENDMENT TO CONTRACT NO. 34605

34605

THIS SECOND AMENDMENT TO CONTRACT NO. 34605 is made and entered, in duplicate, as of May 30, 2018 for reference purposes only, pursuant to a minute order adopted by the City Council of the City of Long Beach at its meeting on June 21, 2016, by and between CREA/PPC LONG BEACH TOWNE CENTER PO, LLC, a Delaware limited liability company, with offices located at 7575 Carson Boulevard, Long Beach, California 90808 ("Center") and the CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, the parties entered into Contract No. 34605, whereby City agreed to provide supplemental law enforcement services to the Long Beach Towne Center over and above the law enforcement services provided to the public generally; and

WHEREAS, the parties desire to extend the term of the Contract and amend the rates for the Supplemental Law Enforcement Services to be provided by LBPD to Center;

NOW, THEREFORE, in consideration of the mutual terms and conditions in Contract No. 34605, the parties agree as follows:

1. Section 2. of Agreement No. 34605 is hereby amended to read as follows:

"2. TERM. Unless sooner terminated as provided for herein, this Agreement shall be for a term commencing on April 1, 2017, and ending on May 31, 2018."

2. As of April 1, 2018, the price for the Supplemental Law Enforcement Services to be provided by LBPD to Center under the Contract shall be at the rates provided for in Exhibit "A" hereto.

3. Except as expressly amended herein, all of the terms and conditions of Contract No. 34605 as amended, are ratified and confirmed and shall remain in full force

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1 and effect.

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

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CREA/PPC LONG BEACH TOWNE
CENTER PO, LLC, a Delaware limited
liability company

By: CREA/PPC VENTURE, LLC,
a Delaware limited liability company,
Its Sole Member

By: MASSACHUSETTS MUTUAL LIFE
INSURANCE COMPANY
a Massachusetts corporation,
Managing Member

By: BARINGS, LLC,
a Delaware limited liability company,
Its Authorized Agent

June 17, 2018

By _____
Name _____
Title _____

"Center"

CITY OF LONG BEACH, a municipal
corporation

6/27/18, 2018

By PLost
City Manager

"City"

The foregoing Amendment is approved as to form on June 26, 2018.

CHARLES PARKIN, City Attorney
By _____
Deputy

LONG BEACH POLICE DEPARTMENT

FY18 Long Beach Towne Center Agreement

EXHIBIT "A"

Cost for April 1, 2018 - May 31, 2018

DIRECT COSTS

PERSONNEL OVERTIME	Estimated Hours to be billed	Average Hourly Overtime Rate	Estimated Monthly Cost	Total
Police Sergeant		\$99.95		
Police Officer		\$75.22		
Police Corporal		\$91.13		
Average	200	\$83.18	\$8,318	\$16,635.00

Totals \$8,318 \$16,635

TOTAL DIRECT COSTS \$8,318 \$16,635

INDIRECT COSTS			Estimated Monthly	Total
6% of Direct Costs			\$499	\$998
Totals			\$499	\$998

TOTAL COSTS \$8,318 \$16,635

Total Direct Costs	\$16,635
Total Indirect Costs @ 6%	\$998
Total Costs	<u><u>\$17,633</u></u>