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

THIRD AMENDMENT TO AGREEMENT NO. 35533

THIS THIRD AMENDMENT TO AGREEMENT NO. 35533 is made and entered, in duplicate, as of March 30, 2022, for reference purposes only, pursuant to a minute order adopted by the City Council of the City of Long Beach at its meeting on April 14, 2020, by and between SEVENTH STREET GARAGE, INC., a California corporation ("Contractor"), with a place of business at 1615 E. Mauretania St., Wilmington, CA 90744, and the CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, City and Contractor (the "Parties") entered into Agreement no. 35533 (the "Agreement") whereby Contractor agreed to provide as-needed vehicle towing ("Project"); and

WHEREAS, the parties entered into a First Amendment to revise the annual amount of the Agreement; and

WHEREAS, the parties entered into a Second Amendment to decrease the contract amount; and

WHEREAS, the parties currently desire to enter into a Third Amendment to revise the annual contract amount and extend the term for an 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 Agreement No. 35533 is hereby amended to read as follows:
 - "A. Contractor shall furnish specialized services more particularly described in Exhibit "A", attached to this Agreement and incorporated by this reference, in accordance with the standards of the profession, and City shall pay for these services in the manner described below, in an annual amount not to exceed Sixty-Five Thousand Dollars (\$65,000), at the rates or charges shown in Exhibit "B". Contractor is not entitled to any money under this Agreement unless the City, in its sole discretion, requests Contractor to provide services pursuant to

this Agreement."

- 2. Section 2. of Agreement No. 35533 is hereby amended to read as follows:
- "2. <u>TERM.</u> The term of this Agreement shall commence at midnight on May 1, 2020, and shall terminate at 11:59 p.m. on April 30, 2023, unless sooner terminated as provided in this Agreement. City shall have the option to extend the term of this Agreement for two (2) additional one-year periods, at the discretion of the City Manager."
- 3. Except as expressly modified herein, all of the terms and conditions contained in Agreement No. 35533 are ratified and confirmed and shall remain in full force and effect.

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OFFICE OF THE CITY ATTORNEY CHARLES PARKIN, City Attorney 411 West Ocean Boulevard, 9th Floor Long Beach, CA 90802-4664	1	IN WITNESS WHEREOF, the parties have caused this document to be duly	
	2	executed with all formalities required by la	
	3		SEVENTH STREET GARAGE, INC., a
	4		California corporation
	5		Name MARILEE & BELLEVIEW
	6		Name MARILEE S. PERROGN Title VIET President
	7	<u>Hpeil B</u> , 2022	By
	8		Name MUCHAL BEARDAN Title PRESIDENT
	9		"Consultant"
	10		CITY OF LONG BEACH, a municipal
	12		corporation
	13	<u>April 28</u> , 2022	By Sunda J. Jahren City Manager
	14		"City" TO SECTION 301 OF
	15	This Third Amendment to Agreement No. 35533 is approved as to form on	
	16	<u>4/26</u> , 2022.	, , , , , , , , , , , , , , , , , , ,
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	18		CHARLES PARKIN, City Attorney
	19		By
	20		Anita Lakhani, Deputy
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