OFFICE OF THE CITY ATTORNEY CHARLES PARKIN, City Attorney 411 West Ocean Boulevard, 9th Floor Long Beach. CA 90802-4684

THIRD AMENDMENT TO AGREEMENT NO. 35632

THIS THIRD AMENDMENT TO AGREEMENT NO. 35632 is made and entered, in duplicate, as of December 7, 2021 for reference purposes only, pursuant to Chapters 2.69 and 2.85 of the Long Beach Municipal Code, by and between KJP II ENTERPRISES, LLC, DBA DAYS INN, a California limited liability corporation, hereinafter called "OWNER", with a place of business at 1500 E Pacific Coast Highway, Long Beach, California, 90806, and the CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, City requires specialized services requiring unique skills to be performed in connection with Emergency Occupancy related to COVID-19, and is directly related to that emergency and necessary for the preservation of public health and safety; and

WHEREAS, the scope and magnitude of the response necessary to proactively slow the spread of, and combat, COVID-19 in the City is beyond the control of the services, personnel, equipment, and facilities of the City; and

WHEREAS, City and Owner (the "Parties") entered into Agreement No. 35632 (the "Agreement") whereby Owner agreed to provide these services; and

WHEREAS, the Parties entered into a First Amendment to extend the term of the Agreement for an additional six-month period; and

WHEREAS, the Parties entered into a Second Amendment extend the term of the Agreement due to additional funding provided by the Federal Emergency Management Agency (FEMA); and

WHEREAS, the Parties desire to enter into a Third Amendment to extend the term of the Agreement for an additional six-month period due to another round of additional funding provided by FEMA; and

WHEREAS, pursuant to Chapter 2.85 of the Long Beach Municipal Code, the City Manager and Purchasing Agent have the authority to approve purchases, rentals, or leases of goods or services related to a proclaimed emergency; and

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