

FOURTH AMENDMENT TO AGREEMENT NO. 35373

35373

THIS FOURTH AMENDMENT TO AGREEMENT NO. 35373 is made and entered, in duplicate, as of August 24, 2023 for reference purposes only, pursuant to a minute order adopted by the City Council of the City of Long Beach at its meeting on May 21, 2019, by and between R.S. CAMPBELL CONSULTING, INC., a California corporation ("Consultant"), with a place of business at 330 S. Freeman Street, Oceanside, CA 92054, and the CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, City requires specialized services requiring unique skills to be performed in connection with professional services supporting the deployment of the proprietary software system Envision Connect (EC) ("Project"); and

WHEREAS, City and Consultant (the "Parties") entered into Agreement No. 35373 (the "Agreement") whereby Consultant agreed to provide these services; and

WHEREAS, the Parties entered into a First Amendment to increase the amount of the contract to One Hundred Forty Thousand Dollars (\$140,000) and extend the term for one (1) additional one-year period; and

WHEREAS, the Parties entered into a Second Amendment to extend the term of the contract for one (1) additional one-year period; and

WHEREAS, the Parties entered into a Third Amendment to reflect the aggregate contract amount for all terms and to attach an updated rate sheet; and

WHEREAS, the Parties currently desire to increase the annual contract amount not to exceed One Hundred Sixty Thousand Dollars (\$160,000), and extend the term of the contract through April 30, 2024;

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. Consultant shall furnish specialized services more particularly described in Exhibit "A", attached to the Agreement and incorporated by this

1 reference, in accordance with the standards of the profession, and City shall pay for
2 these services in the manner described below, not to exceed One Hundred Ten
3 Thousand Five Hundred Dollars (\$110,500), annually with a ten percent (10%)
4 contingency in the amount of Eleven Thousand Fifty Dollars (\$11,050) for the term
5 September 1, 2019 through August 31, 2021; not to exceed One Hundred Forty
6 Thousand Dollars (\$140,000) annually for the term September 1, 2021 through
7 August 31, 2023; not to exceed Six Hundred Seventy-Two Thousand Fifty Dollars
8 (\$672,050) for the term September 1, 2023 through April 30, 2024, at the rates or
9 charges shown in Exhibit "B-1."

10 2. Section 2. of the Agreement is hereby amended to read as follows.

11 "The term of this Agreement shall commence at midnight on September 1,
12 2019, and shall terminate at 11:59 p.m. on April 30, 2024, unless sooner terminated
13 as provided in this Agreement, or unless the services or the Project is completed
14 sooner. This Agreement shall not be extended past May 21, 2024 without
15 authorization of the City Council."

16 3. Except as expressly modified herein, all of the terms and conditions
17 contained in Agreement No. 35373 are ratified and confirmed and shall remain in full force
18 and effect.

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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.

R.S. CAMPBELL CONSULTING, INC., a California corporation

September 25, 2023

By Robert S Campbell
Name Robert S. Campbell
Title President

September 25, 2023

By Robert S Campbell
Name Robert S. Campbell
Title Vice President

"Consultant"

CITY OF LONG BEACH, a municipal corporation

_____, 2023

By _____
City Manager

"City"

This Fourth Amendment to Agreement No. 35373 is approved as to form on

_____, 2023.

DAWN MCINTOSH, City Attorney

By _____
Deputy

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

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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.

R.S. CAMPBELL CONSULTING, INC., a California corporation

September 25, 2023

By Robert S Campbell
Name Robert S. Campbell
Title President

September 25, 2023

By Robert S Campbell
Name Robert S. Campbell
Title Vice President

EXECUTED PURSUANT TO SECTION 301 OF THE CITY CHARTER.

"Consultant"
CITY OF LONG BEACH, a municipal corporation

October 6, 2023

By Sandra J. Jakson
City Manager

"City"

This Fourth Amendment to Agreement No. 35373 is approved as to form on October 3rd, 2023.

DAWN MCINTOSH, City Attorney

By Alta L...
Deputy

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