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

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FIRST AMENDMENT TO AGREEMENT NO. 33335

33335

THIS FIRST AMENDMENT TO AGREEMENT NO. 33335 is made and entered, in duplicate, as of December 9, 2014 for reference purposes only, pursuant to a minute order adopted by the City Council of the City of Long Beach at its meeting held on December 3, 2013, by and between BRÜEL & KJAER EMS INC., a Delaware corporation ("Bruel"), and the CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, City and Bruel entered into a Noiseoffice Services Agreement dated December 1, 2013 (the "Agreement"); and

WHEREAS, City and Bruel now desire to amend the Agreement to reflect City's exercise of its first option to extend the term of the Agreement;

NOW, THEREFORE, in consideration of the terms and conditions contained herein, the City and Bruel agree as follows:

- 1. This Amendment shall be effective as of the date on which this Amendment is executed by both parties (the "Effective Date").
- 2. Pursuant to the exercise of City's option to extend the term of the Agreement under Section 3 of the Agreement, the term of the Agreement shall expire on November 30, 2015. City has one (1) additional remaining option under Section 3 of the Agreement to extend the term.
- 3. Except as expressly amended in this First Amendment, all terms and conditions in Agreement No. 33335 are ratified and confirmed and shall remain in full force and effect.

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