

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

1 FIRST AMENDMENT TO AGREEMENT NO. 35627

2 **35627**

3 THIS FIRST AMENDMENT TO AGREEMENT NO. 35627 is made and
4 entered, in duplicate, as of July 25, 2022, for reference purposes only, pursuant to a minute
5 order adopted by the City Council of the City of Long Beach at its meeting on June 9, 2020,
6 by and between CASK NX LLC, a Delaware limited liability company ("Consultant"), with a
7 place of business at 8910 University Center Lane, Suite 400, San Diego, California 92122,
8 and the CITY OF LONG BEACH, a municipal corporation ("City").

9 WHEREAS, City and Consultant (the "Parties") entered into Agreement No.
10 35627 (the "Agreement") whereby Consultant agreed to provide as-needed professional
11 and technical services for system analysis, development, implementation, project
12 management, and technical support for information technology projects and systems; and

13 WHEREAS, the Parties desire to increase the annual not to exceed amount
14 to \$265,000 and extend the term one (1) additional one-year period;

15 NOW, THEREFORE, in consideration of the mutual terms, covenants, and
16 conditions herein contained, the Parties agree as follows:

17 1. Section 1.A. of the Agreement is hereby amended to read as follows:

18 "A. Consultant shall furnish specialized services more particularly
19 described in Exhibit "A", attached to the Agreement and incorporated by this
20 reference, in accordance with the standards of the profession, and City shall pay for
21 these services in the manner described below, in an amount not to exceed Two
22 Hundred Sixty-Five Thousand Dollars (\$265,000) annually, at the rates or charges
23 shown in Exhibit "B".

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

25 "2. TERM. The term of this Agreement shall commence at midnight on
26 September 1, 2020, and shall terminate at 11:59 p.m. on August 31, 2023, unless sooner
27 terminated as provided in this Agreement, or unless the services or the Project is
28 completed sooner. The term may be extended for two (2) additional one-year periods, at

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the discretion of the City Manager.”

3. Except as expressly modified herein, all of the terms and conditions contained in Agreement No. 35627 are ratified and confirmed and shall remain in full force and effect.

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.

CASK NX LLC, a Delaware limited liability company

July 28, 2022

By [Signature]
Name Mark Larsen
Title President

Aug 2, 2022

By [Signature]
Name Lauren Ries
Title Contracts Manager

“Consultant”

CITY OF LONG BEACH, a municipal corporation

August 19, 2022

By [Signature]
City Manager

“City” EXECUTED PURSUANT TO SECTION 301 OF THE CITY CHARTER.

This First Amendment to Agreement No. 35627 is approved as to form on August 17, 2022.

CHARLES PARKIN, City Attorney

By [Signature]
Deputy