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

SECOND AMENDMENT TO AGREEMENT NO. 35082

THIS SECOND AMENDMENT TO AGREEMENT NO. 35082 is made and entered, in duplicate, as of November 4, 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 September 18, 2018, by and between DATAGEAR, INC., a California corporation ("Contractor") whose address is 500 W. Dyer Road, Santa Ana, California 92707, and the CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, City and Contractor (the "Parties") entered into Agreement No. 35082 (the "Agreement") whereby Contractor agreed to provide maintenance and operation of the Airport Flight Information Display System at the Long Beach Airport; and

WHEREAS, the Parties entered into a First Amendment to the Agreement to add \$65,616 for a total not to exceed amount of \$400,401, and extend the term to September 30, 2022; and

WHEREAS, the Parties desire to add \$65,616 to the Agreement for a total not to exceed amount of \$466,018 and extend the term one (1) 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 the Agreement is hereby amended to read as follows:
- "A. Contractor shall furnish specialized services more particularly described in Exhibit "A-2", attached to the Agreement and incorporated by this reference, at those locations at the Airport more particularly described in Exhibit "A-3", attached to the Agreement and incorporated by this reference, which may be amended from time to time between the Parties hereto, in accordance with the standards of the profession, and City shall pay for these services in the manner described below, an amount not to exceed Four Hundred Sixty-Six Thousand Eighteen Dollars (\$466,018), at the rates or charges shown in Exhibit "B"."
 - 2. Section 2 of the Agreement is hereby amended to read as follows:

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4	completed sooner."	
5	3. Except as expressly modified herein, all of the terms and conditions	
6	contained in Agreement No. 35082 are ratified and confirmed and shall remain in full force	
7	and effect.	
8	IN WITNESS WHEREOF, the Parties have caused this document to be duly	
9	executed with all formalities required by law as of the date first stated above.	
10		DATAGEAR, INC., a California corgoration
11	NOVEMBIER 11 2022	By La M. Will
12	NOVIEMBIER 11, 2022	Name Lee M. Coffey Title President , Datage of Inc.
13		00 mar 1/11 -
14	NOVEMBIER 11, 2022	By Name Lee M. Coffey
15	EXECUTED PURSUANT	Title Secretary, Dayagear Inc.
16	TO SECTION 301 OF	"Contractor"
17	THE CITY CHARTER.	CITY OF LONG BEACH, a municipal
18	7. 2023	corporation
19	February 17, 2023	By Sinda J. Jakem City Manager
20	, and the second	"City"
21	This Second Amendment to	Agreement No. 35082 is approved as to form on
22	February 1, 2022.3	Agreement No. 00002 to approved as to term of
23		HEOTHISM NUMBE
24		CHARLES PARKIN City Attorney
25		Ву
26		Deputy
27		
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TERM. The term of this Agreement shall commence at midnight on

October 1, 2018, and shall terminate at 11:59 p.m. on September 30, 2023, unless sooner

terminated as provided in this Agreement, or unless the services or the Project is