

1 FIFTH AMENDMENT TO AGREEMENT NO. 32515

2 **32515**

3 THIS FIFTH AMENDMENT TO AGREEMENT NO. 32515 is made and  
4 entered, in duplicate, as of September 13, 2017 for reference purposes only, pursuant to  
5 a minute order adopted by the City Council of the City of Long Beach at its meeting on  
6 October 11, 2016, by and between TRANSWORLD SYSTEMS INC. formerly a subsidiary  
7 and as successor to the business of NCO FINANCIAL SYSTEMS, INC., a California  
8 corporation ("Consultant"), with a place of business at 507 Prudential Drive, Horsham,  
9 Pennsylvania 19044, and the CITY OF LONG BEACH, a municipal corporation ("City").

10 WHEREAS, City and Consultant (the "Parties") entered into Agreement No.  
11 32515 for delinquent account collection services (the "Agreement"); and

12 WHEREAS, the Parties entered into a First Amendment to the Agreement to  
13 extend the term to November 8, 2014; and

14 WHEREAS, the Parties entered into a Second Amendment to the Agreement  
15 to extend the term to November 8, 2015; and

16 WHEREAS, the Parties entered into a Third Amendment to the Agreement  
17 to indicate change in ownership; and

18 WHEREAS, the Parties entered into a Fourth Amendment to the Agreement  
19 to extend the term to November 8, 2017; and

20 WHEREAS, the Parties desire to extend the term and additional one (1) year  
21 period;

22 NOW, THEREFORE, in consideration of the mutual terms, covenants, and  
23 conditions herein contained, the parties hereto agree as follows:

24 1. 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 November 9, 2011, and shall terminate at 11:59 p.m. on November 8, 2018, unless  
27 sooner terminate as provided in this Agreement, or unless the services or the Project  
28 is completed sooner. The parties have the option to extend the Agreement for one

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

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(1) additional one-year period at the discretion of the City Manager.”

2. Except as expressly modified herein, all of the terms and conditions contained in Agreement No. 32515 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.

TRANSWORLD SYSTEMS INC. successor to NCO FINANCIAL SYSTEMS, INC., a California corporation

\_\_\_\_\_, 2017

By *Joseph E. Lavettlin*  
Name Joseph E. LAVETTLIN  
Title CEO

\_\_\_\_\_, 2017

By *Mark Swann*  
Name Mark Swann  
Title COO

“Consultant”

CITY OF LONG BEACH, a municipal corporation

October 24, 2017

By *Tom Modica* EXECUTED PURSUANT TO SECTION 301 OF THE CITY CHARTER.  
City Manager  
Tom Modica  
Assistant City Manager  
“City”

This Fifth Amendment to Agreement No. 32515 is approved as to form on

Oct. 23, 2017.

CHARLES PARKIN, City Attorney

By *Charles Parkin*  
Deputy