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

SECOND AMENDMENT TO AGREEMENT NO. 34149

THIS SECOND AMENDMENT TO AGREEMENT NO. 34149 is made and entered, in duplicate, as of December 7, 2017 for reference purposes only, pursuant to a minute order adopted by the City Council of the City of Long Beach at its meeting on October 20, 2015, by and between THE KAP AGENCY, a sole proprietorship ("Consultant"), with a place of business at 115 Pine Avenue, Suite 360, Long Beach, California 90802, and the CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, the City requires specialized services requiring unique skills to be performed in connection with as-needed graphic design and creative services; and

WHEREAS, City and Consultant (the "Parties") entered into Agreement No. 34149 (the "Agreement") whereby Consultant agreed to provide these services; and

WHEREAS, the Parties entered into a First Amendment to the Agreement to increase the Agreement amount by \$15,000 for a total not to exceed amount of \$146,500; and

WHEREAS, the Parties desire to increase the Agreement amount by \$165,000 for a total not to exceed amount of \$311,500 and extend the term an 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. Consultant shall furnish specialized services more particularly described in Exhibit "A", attached to this Agreement and incorporated by this reference, in accordance with the standards of the profession, and City shall pay for these services in the manner described below, not to exceed Three Hundred Eleven Thousand Five Hundred Dollars (\$311,500), at the rates or charges shown in Exhibit "B"."
 - 2. Section 2 of the Agreement is hereby amended to read as follows:

	"2. <u>TERM</u> . The term of the	nis Agreement shall commence at midnight on	
	December 1, 2015, and shall terminate a	at 11:59 p.m. on November 30, 2018, unless	
	sooner terminated as provided in this Agre	ement, or unless the services or the Project is	
	completed sooner. The Parties have the or	otion to extend the term one (1) additional one-	
	year period."		
	Except as expressly m	nodified herein, all of the terms and conditions	
	contained in Agreement No. 34149 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.		
		THE KAP AGENCY, a sole proprietorship	
	12-15 , 2017	By Name KEITH KRUP	
		Title war	
		"Consultant"	
		CITY OF LONG BEACH, a municipal corporation	
	1/3 2018	By Cest	
I	, 2017	City Manager	
		"City"	
	This Second Amendment to Agreement No. 34149 is approved as to form or		
-	<u>12/27</u> , 2017		
		CHARLES PARKIN, City Attorney	
		By An Un	
		Deputy	
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