

36267

FIRST AMENDMENT TO AGREEMENT NUMBER C-140156 OF  
CITY OF LOS ANGELES CONTRACT  
BETWEEN  
THE CITY OF LOS ANGELES  
AND  
LONG BEACH POLICE DEPARTMENT

THIS FIRST AMENDMENT to Agreement Number C-140156 ("First Amendment") is made and entered into by and between the City of Los Angeles, a municipal corporation (the "City"), and the City of Long Beach, a municipal corporation, acting by and through its police department, the Long Beach Police Department ("Subgrantee" or "Subrecipient").

WITNESSETH

WHEREAS, on April 26, 2022, the City and Subrecipient entered into that certain City of Los Angeles Contract Number C-140156 (the "Agreement") relating to the Securing the Cities (STC) Program Sustainment Cooperative Agreement (the "Sustainment Grant"), funded by the U.S. Department of Homeland Security Countering Weapons of Mass Destruction ("Grantor"), to assist the City in developing a regional structure of law enforcement and first responder organizations to identify, prevent, and respond to potential nuclear and radiological threats in the Los Angeles/Long Beach Urban Area, such Agreement having a term from September 1, 2020 through August 31, 2030, and the execution of said Agreement having been authorized by the Los Angeles City Council (C.F.# 13-1301-S3, 5/12/21); and

WHEREAS, the City agreed to provide financial assistance to the Subrecipient through annual budget allocations of the Sustainment Grant for a period of ten (10) years, subject to funding availability; and

WHEREAS, the Agreement provided an initial allocation, funded by the Sustainment Grant for Fiscal Year 2020, for the period from September 1, 2020 through August 31, 2021, in the amount of Thirty Thousand Dollars (\$30,000.00) ("Budget Period 1 Allocation"); and

WHEREAS, on July 27, 2021, the Grantor awarded to the City Sustainment Grant funds for Fiscal Year 2021 and on August 29, 2022, awarded Sustainment Grant funds for Fiscal Year 2022, such Fiscal Year 2022 award to include approved carryover funding from Fiscal Year 2020 and Fiscal Year 2021 awards (C.F. #13-1301-S4, 11/23/21; #13-1301-S7, 03/14/23); and

WHEREAS, the City and the Subrecipient each desire to amend the Agreement to increase the total Budget Period 1 Allocation by Twenty-One Thousand Seven Hundred Dollars (\$21,700.00) (the "Fiscal Year 2020 Increase"), in consideration of the

Subrecipient continuing to provide services for the STC program, resulting in a total Budget Period 1 Allocation in the amount of Fifty-One Thousand Seven Hundred Dollars (\$51,700.00), such Fiscal Year 2020 Increase having been authorized by the Los Angeles City Council (C.F. # 13-1301-S7, 03/14/23); and

WHEREAS, the City and the Subrecipient each desire to amend the Agreement to reflect a second allocation, funded by the Sustainment Grant for Fiscal Year 2021, for the period from September 1, 2021 through August 31, 2022, in the amount of Fifteen Thousand Dollars (\$15,000.00) ("Budget Period 2 Allocation"), such Budget Period 2 Allocation having been authorized by the Los Angeles City Council (C.F. #13-1301-S4, 11/23/21); and

WHEREAS, the City and the Subrecipient each desire to amend the Agreement to reflect a third allocation, funded by the Sustainment Grant for Fiscal Year 2022, for the period from September 1, 2022 through August 31, 2023, in the amount of Sixty Thousand Dollars (\$60,000.00) ("Budget Period 3 Allocation"), such Budget Period 3 Allocation having been authorized by the Los Angeles City Council (C.F. # 13-1301-S7, 03/14/23); and

WHEREAS, Section 502 of the Agreement provides for amendments to the Agreement; and

WHEREAS, the City, through the Mayor's Office of Public Safety ("Mayor's Office"), which has been designated by the City to administer the Agreement and the project contemplated therein, and the Subrecipient each desire to amend the Agreement to: (a) modify the total Budget Period 1 Allocation to reflect the Fiscal Year 2020 Increase; (b) reflect the Budget Period 2 Allocation; (c) reflect the Budget Period 3 Allocation; and (d) make such other changes as are required in connection with the foregoing, all as detailed elsewhere in this First Amendment and as authorized by the Los Angeles City Council (C.F. #13-1301-S3, 5/12/21; 13-1301-S4, 11/23/21; 13-1301-S7, 03/14/23); and

WHEREAS, this First Amendment is necessary and proper to continue and/or complete certain activities authorized under the Agreement.

NOW, THEREFORE, the City and the Subrecipient hereby covenant and agree that the Agreement be amended, effective September 1, 2020, as follows:

1. Section 102 of the Agreement is hereby amended in its entirety to read as stated within the quotation marks in the following:

"The Subrecipient hereby accepts the following subaward ("Subaward") of the Federal award upon the terms and conditions set forth in this Agreement:

**Subaward Amount:**

<b>Year</b>	<b>Budget Period</b>	<b>Allocation</b>
1	Sept. 1, 2020-Aug. 31, 2021	\$51,700.00
2	Sept. 1, 2021-Aug. 31, 2022	\$15,000.00
3	Sept. 1, 2022-Aug. 31, 2023	\$60,000.00
4	Sept. 1, 2023-Aug. 31, 2024	Subject to DHS funding/Council Approval
5	Sept. 1, 2024-Aug. 31, 2025	Subject to DHS funding/Council Approval
6	Sept. 1, 2025-Aug. 31, 2026	Subject to DHS funding/Council Approval
7	Sept. 1, 2026-Aug. 31, 2027	Subject to DHS funding/Council Approval
8	Sept. 1, 2027-Aug. 31, 2028	Subject to DHS funding/Council Approval
9	Sept. 1, 2028-Aug. 31, 2029	Subject to DHS funding/Council Approval
10	Sept. 1, 2029-Aug. 31, 2030	Subject to DHS funding/Council Approval

**Subaward Period of Performance:** **September 1, 2020 through August 31, 2030**

**Match Requirement:** **None**

**Subrecipient Identifier:** **197871515**

**Indirect Cost Rate for Subaward:** **None**


The term of this Agreement shall be the "Term" as set forth in this Section 201."

2. Except as herein amended or modified, all terms and conditions of the Agreement shall remain unchanged and in full force and effect by way of this First Amendment.
3. This First Amendment may be executed in one or more counterparts, each of which will be deemed an original, but all of which together will constitute one and the same instrument. The parties further agree that facsimile or scanned signatures (or signatures in another electronic format designated by City) and sent via e-mail shall be deemed original signatures.

4. This First Amendment includes five pages, which constitute the entire understanding and agreement of the parties with respect to the matters set forth herein.

**[REMAINDER OF PAGE INTENTIONALLY LEFT BLANK]**

IN WITNESS WHEREOF, The City and the Subrecipient have caused this First Amendment to be executed by their duly authorized representatives.

<p>APPROVED AS TO FORM: HYDEE FELDSTEIN SOTO, CITY ATTORNEY</p> <p>By <u>Barak Vaughn</u> Barak Vaughn, Deputy City Attorney</p> <p>Date <u>03/30/23</u></p>	<p>FOR THE CITY OF LOS ANGELES KAREN BASS, MAYOR</p> <p>By <u>Karen Bass</u> Karen Bass, Mayor Mayor's Office of Public Safety</p> <p>Date <u>04/11/2023</u></p>
<p>ATTEST: HOLLY L. WOLCOTT, City Clerk</p> <p>By _____ Deputy City Clerk</p> <p>Date _____</p>	
<p>APPROVED AS TO FORM:</p> <p>By <u>Arturo D. Sanchez</u> ARTURO D. SANCHEZ DEPUTY CITY ATTORNEY</p> <p>Date <u>1-5-23</u></p>	<p>FOR CITY OF LONG BEACH, acting by and through the LONG BEACH POLICE DEPARTMENT</p> <p>By <u>LINDA F. TATUM</u> Linda F. Tatum</p> <p>Date <u>1/13/2023</u></p>
<p>ATTEST:</p> <p>By <u>[Signature]</u> </p> <p>Date <u>4/11/2023</u></p>	<p>EXECUTED PURSUANT TO SECTION 301 OF THE CITY CHARTER.</p> <p>[SEAL]</p>

City Business License Number: \_\_\_\_\_  
Internal Revenue Service ID Number: \_\_\_\_\_  
Council File/OARS File Number: C.F. # 13-1301-S3, 5/12/21; 13-1301-S4, 11/23/21;  
13-1301-S7, 03/14/23  
Said Agreement is First Amendment to City Contract Number: C-140156