

OFFICE OF THE CITY ATTORNEY
CHARLES PARKIN, City Attorney
411 West Ocean Boulevard, 9th Floor
Long Beach, CA 90802-4511

SIXTH AMENDMENT TO AGREEMENT NO. 32497

32497

THIS SIXTH AMENDMENT TO AGREEMENT NO. 32497 is made and entered, in duplicate, as of April 1, 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 August 11, 2020, by and between UNION BANK, N.A., a national banking association, with a place of business at 530 "B" Street, Suite 535, San Diego, California 92101 ("Bank"), and the CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, City and Bank (the "Parties") entered into Agreement No. 32497 (the "Agreement") whereby Bank agreed to provide general bank account, cash management and related comprehensive banking services for its daily operations; and

WHEREAS, the Parties entered into a First Amendment to the Agreement to extend the term to August 31, 2018; and

WHEREAS, the Parties entered into a Second Amendment to the Agreement to extend the term to August 31, 2019; and

WHEREAS, the Parties entered into a Third Amendment to the Agreement to extend the term to August 31, 2020; and

WHEREAS, the Parties entered into a Fourth Amendment to the Agreement to extend the term to August 31, 2021; and

WHEREAS, the Parties entered into a Fifth Amendment to the Agreement to extend the term to August 31, 2022; and

WHEREAS, the Parties desire to utilize their final two (2) one-year options to extend the term;

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

1. Section 2 of Agreement No. 32497 is hereby amended to read as follows:

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1 "2. TERM. The term of this Agreement shall commence at midnight on
2 September 1, 2011, and shall terminate at 11:59 p.m. on August 31, 2024, unless sooner
3 terminated as provided in this Agreement."

4 2. Section 19 of the Agreement is amended so that the following is added
5 as the last sentence: "The indemnities set forth in this Agreement, including, without
6 limitation, this Section 19, shall be limited in the aggregate to \$500,000."

7 3. Except as expressly amended herein, all terms and conditions in
8 Agreement No. 32497 are ratified and confirmed and shall remain in full force and effect.

9 IN WITNESS WHEREOF, the Parties have caused this document to be duly
10 executed with all formalities required by law as of the date first stated above.

11
12
13 8/11, 2022

UNION BANK, N.A., a national banking
association

By [Signature]
Name Garrett C Bell
Title Managing Director

14
15 8/11, 2022

By [Signature]
Name Malisa Day
Title DIRECTOR

"Bank"

18
19
20 August 19, 2022

CITY OF LONG BEACH, a municipal
corporation

By [Signature]
City Manager

"City"

EXECUTED PURSUANT
TO SECTION 301 OF
THE CITY CHARTER

23 This Sixth Amendment to Agreement No. 32497 is approved as to form on
24 8-5, 2022.

25
26 CHARLES PARKIN, City Attorney
27 By [Signature]
28 Deputy