

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

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THIRD AMENDMENT TO SOFTWARE SUPPORT AGREEMENT NO. 35423
35423

THIS THIRD AMENDMENT TO AGREEMENT NO. 35423 is made and entered, in duplicate, as of October 5, 2022 for reference purposes pursuant to a minute order adopted by the City Council of the City of Long Beach at its meeting held on September 17, 2019, by and between INFOR PUBLIC SECTOR, INC., a California corporation ("Consultant"), whose address is 13560 Morris Road, Suite 4100, Alpharetta, Georgia, 30004, and the CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, City and Consultant (the "Parties") entered into Agreement No. 35423 (the "Agreement") whereby Consultant agreed to provide maintenance and software support services; and

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

WHEREAS, the Parties entered into a Second Amendment to extend the term one (1) additional one-year period; and

WHEREAS, the Parties currently desire to extend the term for one (1) additional one-year period and add to the extension \$315,527.26;

NOW, THEREFORE, in consideration of the mutual terms, covenants and conditions stated herein, 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 "B", attached to the Agreement and incorporated by this reference, in accordance with Exhibit "A", at the rates or charges shown in Exhibit "B", for the term November 1, 2019 to October 31, 2022 in an annual amount not to exceed Two Hundred Sixty-One Thousand Dollars (\$261,000) with an annual increase of six percent (6%); for the term November 1, 2022 to October 31, 2023 an amount not to exceed Three Hundred Fifteen Thousand Five Hundred Twenty-Seven Dollars and Twenty-Six Cents (\$315,527.26), with an annual increase of six

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1 percent (6%) or by the Consumer Price Index (CPI), whichever is greater for the
2 remaining term.”

3 2. Section 2 of the Agreement is hereby amended to read as follows:

4 “2. TERM. The term of this Agreement shall begin at 12:01 a.m. on
5 November 1, 2019, and shall end at midnight on October 31, 2023. The term may be
6 renewed for one (1) additional one-year periods, at the discretion of the City Manager.”

7 3. Except as expressly modified herein, all of the terms and conditions
8 contained in Agreement No. 35423 are ratified and confirmed and shall remain in full force
9 and effect.

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

INFOR PUBLIC SECTOR, INC., a California corporation

October 11, 2022

By Debra Hutchins
Name Debra Hutchins
Title Sr. Manager, Infor Subscription

OCTOBER 25th, 2022

By Gerard J. Fry
Name GERARD FRY
Title VP, INFOR ISS

"Seller"

CITY OF LONG BEACH, a municipal corporation

October 31, 2022

By Linda F. Jabron
City Manager

"City" EXECUTED PURSUANT TO SECTION 301 OF THE CITY CHARTER.

This Third Amendment to Agreement No. 35423 is approved as to form on

October 29, 2022.

CHARLES PARKIN, City Attorney

By [Signature]
Deputy

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