

Robert E. Shannon
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THIRD AMENDMENT TO AGREEMENT NO. 28564

28564

THIS THIRD AMENDMENT TO AGREEMENT NO. 28564 is made and entered, in duplicate, as of April 11, 2006 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 24, 2004, by and between BEING ALIVE LONG BEACH, a California nonprofit corporation, doing business as BALB, whose address is 500 East Fourth Street, Long Beach, California 90802 ("BALB") and the CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, the parties entered Agreement No. 28564 where BALB agreed to provide HIV education and prevention services; and

WHEREAS, the parties desire to extend the term of the Agreement and to amend it in certain respects;

NOW, THEREFORE, in consideration of the mutual terms and conditions contained in the Agreement and this Amendment, the parties agree as follows:

1. Section 1 of Agreement No. 28564 is amended in its entirety to read as follows:

"1. The original term of this Agreement shall commence at 12:01 a.m. on November 1, 2003, and shall terminate at 11:59 p.m. on October 31, 2004. The first extended term shall commence on November 1, 2004, and shall terminate at 11:59 p.m. on June 30, 2006. The second extended term shall commence at 12:01 a.m. on July 1, 2006 and shall terminate on June 30, 2007."

2. During the second extended term, City shall pay BALB for such services an amount not to exceed One Hundred Twenty Two Thousand Dollars (\$122,000). Payment is contingent on receipt by the City of monies from the County of Los Angeles and on satisfactory performance, in City's sole opinion, of work by BALB under this Agreement.

3. Except as set forth in this Third Amendment to Agreement No. 28564, all terms and conditions of the Agreement are ratified and confirmed and shall remain in

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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.

BEING ALIVE LONG BEACH, a California nonprofit corporation

5/17/06

2006



By [Signature] President

Whitney J. Engerstrom
(Type or Print Name)

[Signature] Secretary

DAVID SHEACOR
(Type or Print Name)

"BALB"

CITY OF LONG BEACH, a municipal corporation

6/16

2006

By Christine J. Alappia ASSISTANT
City Manager

"City"

EXECUTED PURSUANT
TO SECTION 301 OF
THE CITY CHARTER.

This Third Amendment to Agreement No. 28564 is approved as to form on

5/31

2006.

ROBERT E. SHANNON, City Attorney

By [Signature]
Senior Deputy

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