

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

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FIRST AMENDMENT TO AGREEMENT NO. 35816

35816

THIS FIRST AMENDMENT TO AGREEMENT NO. 35816 is made and entered, as of February 24, 2021 for reference purposes only, pursuant to Resolution No. RES-20-0169 adopted by the City Council of the City of Long Beach at its meeting on December 15, 2020, by and between GALLS, LLC, a Delaware limited liability company ("Contractor"), with a place of business located at 17600 Fabrica Way, Cerritos, California 90703, and the CITY OF LONG BEACH ("City"), a municipal corporation.

WHEREAS, City and Contractor (the "Parties") entered into Agreement No. 35186 whereby Contractor agreed to provide police equipment, supplies, and accessories; and

WHEREAS, Contractor has an Agreement with the City of Los Angeles for the purchase of police equipment, supplies, and accessories, Contract No. 59463 ("LA Contract"); and

WHEREAS, Resolution No. RES-20-0169 authorizes the City to purchase police equipment, supplies, and accessories by virtue of the LA Contract; and

WHEREAS, the Parties desire to clarify and amend the term of the Agreement;

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

1. Section 1.B. of the Agreement is hereby amended to read as follows.

"Contractor shall sell, furnish and deliver to the City police equipment, supplies and accessories of substantially the same type and kind purchased under the LA Contract, except as modified by Exhibit "B" attached hereto and incorporated by this reference, in an annual amount not to exceed Five Hundred Thousand Dollars (\$500,000), inclusive of taxes and fees, until the current Contract expires on January 31, 2021, with the option to renew for as long as LA Contract No. 59463 is in effect."

2. Section 1.F. is hereby added to the Agreement to read as follows:

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1 "F. The term of this Agreement shall commence at midnight on December
2 15, 2020, and shall terminate at 11:59 p.m. on January 31, 2022. The term may be
3 extended for one (1) additional one-year period, at the discretion of the City Manager.

4 3. Except as expressly modified herein, all of the terms and conditions
5 contained in Agreement No. 35816 are ratified and confirmed and shall remain in full force
6 and effect.

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

9 GALLS, LLC, a Delaware limited liability
10 company
11 March 8, 2021 By *David Schave*
12 Name David Schave
13 Title CFO

14 _____, 2021 By _____
15 Name _____
16 Title _____

"Consultant"

17 CITY OF LONG BEACH, a municipal
18 corporation
19 March 15, 2021 By *Linda F. Jatum*
20 City Manager

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

21 This First Amendment to Agreement No. ~~35816~~ to form on
22 March 12, 2021.

23 CHARLES PARKIN, City Attorney
24 By *[Signature]*
25 Deputy

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3. Except as expressly modified herein, all of the terms and conditions contained in Agreement No. 35816 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.

GALLS, LLC, a Delaware limited liability company

March 8, 2021

By *David Schave*
Name David Schave
Title CFO

_____, 2021

By _____
Name _____
Title _____

"Consultant"

CITY OF LONG BEACH, a municipal corporation

_____, 2021

By _____
City Manager

"City"

This First Amendment to Agreement No. 35816 is approved as to form on _____, 2021.

CHARLES PARKIN, City Attorney

By _____
Deputy