OFFICE OF THE CITY ATTORNEY CHARLES PARKIN, City Attorney 333 West Ocean Boulevard, 11th Floor Long Beach. CA 90802-4664

FIRST AMENDMENT TO AGREEMENT NO. 34223

THIS FIRST AMENDMENT TO AGREEMENT NO. 34223 ("First Amendment") is made and entered, in duplicate, as of March 21, 2017, for reference purposes only, pursuant to a minute order adopted by the City Council of the City of Long Beach at its meeting on November 3, 2015, by and between ANDREW J WONG INCORPORATED DBA AJW INC., a California corporation ("Consultant"), with a place of business at 44 Montgomery Street, Suite 2310, San Francisco, California 94104, and the CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, City is the fiscal agent and grantee for the federally-funded continuation support for the National Forum on Youth Violence Prevention, State and Community Development grant program ("Forum Grant Program" and also referred to as the "DOJ Safe Schools Grant"); and

WHEREAS, City and Consultant entered into Agreement No 34223 (the "Agreement") for the purpose of developing an integrated data system as part of the Forum Grant Program; and

WHEREAS, City received additional funding of \$5,200 for a revised total amount of \$29,600 to continue the work through September 30, 2017;

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

- 1. Section 3 of the Agreement is hereby amended to read as follows:.
- "3. <u>FUNDING</u>. City shall pay for these services in the manner described below an amount not to exceed Twenty-Four Thousand Four Hundred Dollars (\$24,400) for Fiscal Year 2015 (10/1/15-9/30/16) and not to exceed Five Thousand Two Hundred Dollars (\$5,200) for Fiscal Year 2016 (10/1/16-9/30/17). City shall pay Consultant in due course of payments following receipt from Consultant and approval by City of invoices showing the services or task performed, and the time expended (if billing is hourly). Consultant shall certify on the invoices that Consultant has performed the services in full

conformance with this Agreement and is entitled to receive payment. Each invoice shall be submitted on agency letterhead, and shall be accompanied by supporting documentation of services rendered and a progress report indicating the progress to date of services performed and covered by the invoice, including a brief statement of any project problems and potential causes of delay in performance, and listing those services that are projected for performance by Consultant during the next invoice cycle. Where billing is done and payment is made on an hourly basis, the parties acknowledge that this arrangement is either customary practice for Consultant's profession, industry or business, or is necessary to satisfy audit and legal requirements which may arise due to the fact that City is a municipality.

- 2. Section 4 of the Agreement is hereby amended to read as follows:
- "4. <u>TERM.</u> The term of this Agreement shall commence at midnight on October 1, 2015, and shall terminate at 11:59 p.m. on September 30, 2017, unless otherwise extended by the City at its sole discretion or sooner terminated as provided in this Agreement, or unless the services or the Project is completed sooner."

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1 IN WITNESS WHEREOF, the parties have caused this document to be duly 2 executed with all formalities required by law as of the date first stated above. 3 ANDREW J WONG INCORPORATED DBA AJW INC., a California corporation 4 5 2017 Name 6 Title 7 2017 Ву___ Name 8 Title 9 "Consultant" 10 CITY OF LONG BEACH, a municipal 11 corporation OFFICE OF THE CITY ATTORNEY CHARLES PARKIN, City Attorney 333 West Ocean Boulevard, 11th Floor Long Beach. CA 90802-4664 EXECUTED PURSUANT 12 TO SECTION 301 OF THE CITY CHARTER. 13 City Manager om Wood 14 "City" Assistant City Manager 15 This First Amendment to Agreement No. 34223 is approved as to form on 16 2017. 17 CHARLES PARKIN, City Attorney 18 19 Deputy 20 21 22 23 24 25 26 27 28

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