

FIRST AMENDMENT TO AGREEMENT NO. 34146
34146

THIS FIRST AMENDMENT TO AGREEMENT NO. 34146 is made and entered, in duplicate, as of November 27, 2017 for reference purposes only, pursuant to Resolution No. RES-15-0145 adopted by the City Council of the City of Long Beach at its meeting on November 17, 2015, by and between OFFICE DEPOT, INC., a Delaware corporation ("Contractor"), with a place of business located at 6600 North Military Trail, Boca Raton, Florida 33496, and the CITY OF LONG BEACH ("City"), a municipal corporation.

WHEREAS, Section 1802 of the Long Beach City Charter permits the City to make purchases under the purchasing contracts of other governmental agencies when authorized to do so by a resolution; and

WHEREAS, the Region 4 Education Service Center through the Cooperative Purchasing Network has a contract for the purchase of office supplies, Contract No. R141703 ("TCPN Contract"); and

WHEREAS, Resolution No. RES-15-0145 authorizes the City to purchase office supplies by virtue of the TCPN Contract; and

WHEREAS, City and Contractor (the "Parties") entered into Agreement No. 34146 whereby Contractor agreed to provide City with office supplies;

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

1. Section 1.D of Agreement No. 34146 is hereby amended to read as follows:

"D. The term of this Agreement shall commence at midnight on January 4, 2016, and shall terminate at 11:59 p.m. on January 3, 2019. The Parties have the option to extend the term for two (2) additional one-year periods. In the event the underlying Agreement expires prior to the renewal term, Contractor will enter into a new Agreement with substantially similar terms and conditions."

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



2. Except as expressly modified herein, all of the terms and conditions contained in Agreement No. 34146 are ratified and confirmed and shall remain in full force

and effect.

Sandra Foley

Notary Public

State of Ohio

My Commission Expires

May 17, 2022

NOTWITHSTANDING WHEREOF, the Parties have caused this document to be duly

executed with all formalities required by law as of the date first stated above.

OFFICE DEPOT, INC., a Delaware corporation

By [Signature]
Name Susan Cummings
Title VP, Public Sector

By [Signature]
Name Chris C. Lupo
Title RVP, MAJOR PARTNERSHIPS

"Contractor"

CITY OF LONG BEACH, a municipal corporation

By [Signature]
City Manager

"City"

This First Amendment to Agreement No. 34146 is approved as to form on

Jan. 2, 2018

CHARLES PARKIN, City Attorney

By [Signature]
Deputy

CALIFORNIA ALL- PURPOSE CERTIFICATE OF ACKNOWLEDGMENT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California }

County of San Mateo }

On December 21, 2017 before me, Helen Sutherland, Notary Public
(Here insert name and title of the officer)

personally appeared Chris C. Lupo
who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

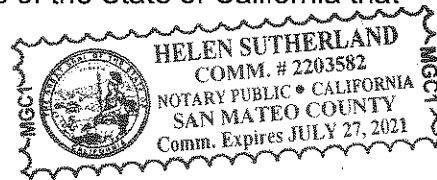
I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Helen Sutherland

Notary Public Signature

(Notary Public Seal)



ADDITIONAL OPTIONAL INFORMATION

DESCRIPTION OF THE ATTACHED DOCUMENT

First Amendment to ..

(Title or description of attached document)

(Title or description of attached document continued)

Number of Pages 2 Document Date 12/21/17

CAPACITY CLAIMED BY THE SIGNER

- ☐ Individual (s)
☐ Corporate Officer

(Title)

- ☐ Partner(s)
☐ Attorney-in-Fact
☐ Trustee(s)
☐ Other _____

INSTRUCTIONS FOR COMPLETING THIS FORM

This form complies with current California statutes regarding notary wording and, if needed, should be completed and attached to the document. Acknowledgments from other states may be completed for documents being sent to that state so long as the wording does not require the California notary to violate California notary law.

- State and County information must be the State and County where the document signer(s) personally appeared before the notary public for acknowledgment.
- Date of notarization must be the date that the signer(s) personally appeared which must also be the same date the acknowledgment is completed.
- The notary public must print his or her name as it appears within his or her commission followed by a comma and then your title (notary public).
- Print the name(s) of document signer(s) who personally appear at the time of notarization.
- Indicate the correct singular or plural forms by crossing off incorrect forms (i.e. ~~he/she/they~~ is/are) or circling the correct forms. Failure to correctly indicate this information may lead to rejection of document recording.
- The notary seal impression must be clear and photographically reproducible. Impression must not cover text or lines. If seal impression smudges, re-seal if a sufficient area permits, otherwise complete a different acknowledgment form.
- Signature of the notary public must match the signature on file with the office of the county clerk.
 - ❖ Additional information is not required but could help to ensure this acknowledgment is not misused or attached to a different document.
 - ❖ Indicate title or type of attached document, number of pages and date.
 - ❖ Indicate the capacity claimed by the signer. If the claimed capacity is a corporate officer, indicate the title (i.e. CEO, CFO, Secretary).
- Securely attach this document to the signed document with a staple.