

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

1 FIRST AMENDMENT TO CONTRACT NO. 33471

2 **33471**

3 THIS FIRST AMENDMENT TO CONTRACT NO. 33471 is made and  
4 entered, in duplicate, as of October 11, 2018, for reference purposes only, pursuant to a  
5 minute order adopted by the City Council of the City of Long Beach at its meeting held on  
6 February 18, 2014, by and between ULTRA ELECTRONICS FORENSIC TECHNOLOGY  
7 INC., a Canada corporation ("Contractor"), whose address is 5757 Cavendish Blvd. Suite  
8 200, Côte Saint-Luc, QC H4W 2W8, Canada, and the CITY OF LONG BEACH, a municipal  
9 corporation ("City").

10 WHEREAS, on June 3, 2014, the City entered into Contract No. 33471 with  
11 FORENSIC TECHNOLOGY WAI, INC., a Canadian corporation, pursuant to Resolution  
12 No. RES-14-0025, to purchase one (1) IBIS BulletTrax – 3D Acquisition station ("system")  
13 for a sum not to exceed Five Hundred Sixty-Five Thousand Dollars (\$565,000.00),  
14 including tax, annually; and

15 WHEREAS, in 2014, FORENSIC TECHNOLOGY WAI, INC. was purchased,  
16 along with all its subsidiaries, by Contractor, which is responsible for its financial obligations  
17 including Contract No. 33471; and

18 WHEREAS, since entering into Contract No. 33471, the City has been  
19 making annual warranty payments for the system; and

20 WHEREAS, the parties agree that the City will no longer use the system and  
21 now wish to terminate Contract No. 33471 following the completion of certain obligations  
22 by both parties as specified herein; and

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

- 25 1. Wherever Contract No. 33471 refers to "FORENSIC TECHNOLOGY WAI,  
26 INC.," it shall mean "ULTRA ELECTRONICS FORENSIC TECHNOLOGY INC" with a  
27 place of business at 5757 Cavendish Blvd. Suite 200, Côte Saint-Luc, QC H4W 2W8,  
28 Canada.

1           2.     Contract No. 33471 shall further be amended to add the following:  
2                     “City shall pay the warranty amount of Forty Six Thousand Two Hundred Fifty  
3 Five Dollars (\$46,255) for the period of 2017-2018, directed to Ultra Electronics Forensic  
4 Technology Inc. Following the Contractor’s receipt of the City’s payment, and within thirty  
5 (30) days of the Contractor’s collection of all equipment provided under this Agreement,  
6 Contractor shall reimburse the City in the amount of Forty Six Thousand Two Hundred Fifty  
7 Five Dollars (\$46,255), by check made payable to the Long Beach Police Department.  
8 Following the City’s receipt of said reimbursement, this Agreement shall be deemed  
9 terminated, except where it is otherwise specified in this Agreement that certain provisions  
10 shall survive termination.”

11           3.     Except as expressly modified or affected herein, all of the terms and  
12 conditions contained in Contract No. 33471 are ratified and confirmed and shall remain in  
13 full force and effect.

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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  
4 ULTRA ELECTRONICS FORENSIC  
5 TECHNOLOGY INC., a Canada  
6 corporation

7 October 17, 2018

8 By [Signature]  
9 Name BRIAN SINNOTT  
10 Title President

11 OCTOBER 17, 2018

12 By [Signature]  
13 Name GREGORY FIELD  
14 Title V.P. FINANCE

15 **Tom Modica**  
16 **Assistant City Manager**

17 "Contractor"

18 **EXECUTED PURSUANT**  
19 **TO SECTION 301 OF**  
20 **THE CITY CHARTER**

21 CITY OF LONG BEACH, a municipal  
22 corporation

23 Nov. 9, 2018

24 By [Signature]  
25 City Manager

26 "City"

27 This First Amendment to Contract No. 33471 is approved as to form on  
28 November 6, 2018.

CHARLES PARKIN, City Attorney

By [Signature]  
Deputy

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