

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

ELEVENTH AMENDMENT TO AGREEMENT NO. 30976

30976

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3 THIS ELEVENTH AMENDMENT TO AGREEMENT NO. 30976 is made and
4 entered, in duplicate, as of March 21, 2022 for reference purposes only, pursuant to a
5 minute order adopted by the City Council of the City of Long Beach at its meeting on March
6 15, 2022, by and between INNOVATIVE INTERFACES, INC, a California corporation
7 ("Consultant" or "Innovative"), with a place of business at 1900 Powell Street, Suite 400,
8 Emeryville, California 94608, and the CITY OF LONG BEACH, a municipal corporation
9 ("City" or "Library").

10 WHEREAS, City and Consultant (the "Parties") entered into Agreement No.
11 30976 (the "Agreement") whereby Consultant agreed to provide specialized services
12 requiring unique skills to be performed in connection with the establishment and
13 maintenance of an automated library system; and

14 WHEREAS, the Parties entered into a First Amendment to the Agreement to
15 extend the term one (1) additional one-year period and increase the compensation by
16 \$166,580; and

17 WHEREAS, the Parties entered into a Second Amendment to the Agreement
18 to extend the term one (1) additional three-year period and increase the compensation by
19 \$590,343; and

20 WHEREAS, the Parties entered into a Third Amendment to the Agreement
21 to extend the term one additional one-year period and increase the compensation by
22 \$189,411; and

23 WHEREAS, the Parties entered into a Fourth Amendment to the Agreement
24 to add additional software and increase the compensation by \$2,600; and

25 WHEREAS, the Parties entered into a Fifth Amendment to the Agreement to
26 extend the term one (1) additional one-year period, add \$198,882 to the extension, attach
27 a revised payment schedule, and update the name of the software system; and

28 WHEREAS, the Parties entered into a Sixth Amendment to the Agreement

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1 to add \$4,500 for the cloud backup subscription; and

2 WHEREAS, the Parties entered into a Seventh Amendment to the
3 Agreement to extend the term to December 17, 2020, add force majeure language, amend
4 the annual compensation, and attach a revised price list; and

5 WHEREAS, the Parties entered into an Eighth Amendment to the Agreement
6 to extend the term to December 17, 2021 and add \$162,366 to the extension; and

7 WHEREAS, the Parties entered into a Ninth Amendment to the Agreement
8 to add \$4,725 to the Agreement for the annual cloud backup subscription; and

9 WHEREAS, the Parties entered into a Tenth Amendment to the Agreement
10 to attach an updated Price List and add \$8,200 to the extension; and

11 WHEREAS, the Parties desire to extend the term to March 31, 2023 and add
12 \$201,762 to the extension;

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

15 1. Section 13.09 of Agreement No. 30976 is hereby amended to read as
16 follows:

17 "13.09 The term of this Agreement shall commence at midnight on
18 December 18, 2008, and shall terminate at 11:59 p.m. on March 31, 2023, unless sooner
19 terminated as provided in this Agreement, or unless the services or the Project is
20 completed sooner."

21 2. One Hundred Seventy Five Thousand Four Hundred Forty-Five
22 Dollars (\$175,445) with a fifteen percent (15%) contingency of Twenty-Six Thousand Three
23 Hundred Seventeen Dollars (\$26,317) for a total amount not to exceed Two Hundred One
24 Thousand Seven Hundred Sixty-Two Dollars (\$201,762) is hereby added to the extension
25 ending March 31, 2023.

26 3. Except as expressly modified herein, all of the terms and conditions
27 contained in Agreement No. 30976 are ratified and confirmed and shall remain in full force
28 and effect.

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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.

INNOVATIVE INTERFACES, INC, a California corporation

MARCH 23, 2022

By [Signature]
Name HILARY NEWMAN
Title SENIOR VICE PRESIDENT

March 23, 2022

By [Signature]
Name THOMAS L JACOBSON
Title VP, Exec Library Advocate + strategist
"Consultant"

CITY OF LONG BEACH, a municipal corporation

April 8, 2022

By [Signature]
City Manager

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

This Eleventh Amendment to Agreement No. 30976 is approved as to form on March 29, 2022.

CHARLES PARKIN, City Attorney

By [Signature]
Deputy

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