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AMENDMENT No. 4 TO MEMORANDUM OF UNDERSTANDING BETWEEN CITY OF LONG BEACH AND THE LOS ANGELES COUNTY METROPOLITAN TRANSPORTATION AUTHORITY

This Amendment No. 4 to Memorandum of Understanding (this "Amendment"), is dated as of August 25, 2014, by and between City of Long Beach ("Grantee"), and the Los Angeles County Metropolitan Transportation Authority ("LACMTA").

RECITALS:

- A. Grantee and LACMTA entered into that certain Memorandum of Understanding No. MOU.P00F1341, dated March 13, 2009, which was amended on August 31, 2011, September 28, 2012, and September 30, 2013 (as amended, the "Existing MOU"), which Existing MOU provides for the Ocean Blvd Signal Synchronization and Enhancement Project (the "Project"); and
- B. Whereas, LACMTA Board on June 26, 2014, desires to extend the lapsing date of Funds programmed for Fiscal Year (FY) 2008-09 to June 30, 2015; and
- C. Grantee and LACMTA desire to amend the Existing MOU as provided herein.

AGREEMENT:

NOW, THEREFORE, for good and valuable consideration, the receipt and adequacy of which are hereby acknowledged, the parties hereby agree as follows:

- 1. Part II, Paragraph 8.1(iv) of the Existing MOU is hereby amended by deleting it in its entirety and replacing it with the following: "Funds programmed for FY 2008-09 are subject to lapse on June 30, 2015. Grantee shall expend these Funds by the lapsing date."
- 2. Except as expressly amended hereby, the Existing MOU remains in full force and effect as originally executed. All rights and obligations of the parties under the Existing MOU that are not expressly amended by this Amendment shall remain unchanged.

IN WITNESS WHEREOF, the parties have caused this Amendment No. 4 to be duly executed and delivered as of the above date.

LOS ANGELES COUNTY METROPOLITAN TRANSPORTATION AUTHORITY

By: Arthur T Leaby

Date: 10/01/14

APPROVED AS TO FORM:

RICHARD D. WEISS Acting County Counsel

By: May / kale)

Date: 9/4/14

CITY OF LONG BEACH

By: Patrick H. Wort

City Manager

Assistant City Manager

EXECUTED PURSUANT TO SECTION 301 OF THE CITY CHARTER.

APPROVED AS TO FORM:

Charles Parkin

City Attorney

Date

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Date: <u>9-23-14</u>