

FIRST AMENDMENT TO PROFESSIONAL SERVICES AGREEMENT 35693
BETWEEN THE CITY OF LONG BEACH AND VITAL MEDICAL SERVICES, LLC

THIS FIRST AMENDMENT ("Amendment"), effective December 1, 2022 ("Effective Date"), is between the CITY OF LONG BEACH ("CITY"), a municipal corporation, and VITAL MEDICAL SERVICES, LLC ("CONSULTANT"), a California limited liability company (collectively, "PARTIES" or individually, "PARTY").

RECITALS

- A. On December 1, 2020, the CITY and CONSULTANT entered into an agreement for professional services for the CONSULTANT to provide non-emergency medical treatment of inmate health issues ("Agreement").
- B. The PARTIES now desire to extend this agreement for an additional nine-month period beginning December 1, 2022.

NOW, THEREFORE, in consideration of the PARTIES' performance of the promises, covenants, and conditions stated herein, the PARTIES hereby amend the Agreement as follows:

- 1. Pursuant to Paragraph 2.0 of the Agreement, the Agreement has been renewed for an additional nine-month period beginning December 1, 2022 ("First Renewal Term").
- 2. For services rendered during the First Renewal Term under Paragraph 3.1 of the Agreement, CITY will pay CONSULTANT Sixty-Nine Thousand Five Hundred Thirty-Three and 00/100 Dollars (\$69,533.00) beginning on the Effective Date and continuing every month thereafter during the First Renewal Term ("Renewal Term Fees"), it being understood by the PARTIES that this Amendment is being executed after the Effective Date and that as a result the first payment by CITY of the Renewal Term Fees will be a lump sum of several months payments.
- 3. The CITY will pay CONSULTANT the outstanding balance of Twenty-Four Thousand Nine Hundred Sixty-Six and 00/100 Dollars (\$24,966.00) for overages related to off-hours services provided from December 2020 to May 2021.
- 4. Upon written notice to the CONSULTANT by August 1, 2023, the CITY has the option to extend the First Renewal Term for an additional three-month period, ending November 30, 2023.
- 3. Except as expressly modified by this Amendment, all provisions of the Agreement shall remain in full force and effect.
- 4. The provisions of this Amendment shall constitute the entire agreement of the PARTIES with respect to the subject matter included in this Amendment and shall

supersede any other agreement, understanding, or arrangement, whether written or oral, between the PARTIES with respect to the subject matter of this Amendment.

5. The person or persons executing this Amendment on behalf of each of the PARTIES warrants and represents that he or she has the authority to execute this Amendment on behalf of that PARTY and has the authority to bind that PARTY to the performance of its obligations hereunder.

CITY OF LONG BEACH:

By Linda J. Jabumga
Tom Modica
City Manager

Date: 5/18/2023

EXECUTED PURSUANT
TO SECTION 301 OF
THE CITY CHARTER.

CONSULTANT:

By Armen Vartanian
Armen Vartanian
President

Date: May 4, 2023

APPROVED AS TO FORM

5-10-2023
DAWN MCINTOSH, City Attorney
By Richard Anthony
PRINCIPAL DEPUTY CITY ATTORNEY

APPROVED AS TO FORM:

City Attorney

Date