

AMENDMENT NO. 3 TO THE PROFESSIONAL SERVICES AGREEMENT
BETWEEN THE CITY OF MANHATTAN BEACH AND QUICK CAPTION INC.

This Third Amendment ("Amendment No. 3") to that certain agreement by and between the City of Manhattan Beach, a California municipal corporation ("City") and Quick Caption, Inc., a California corporation, ("Contractor") (collectively, the "Parties") is hereby entered into as of July 19, 2022 ("Effective Date").

RECITALS

A. On August 1, 2017, the City and Contractor entered into an agreement for professional services for the Contractor to provide broadcast real-time closed captioning services ("Agreement").

B. On May 21, 2019, the City and Contractor entered into Amendment No. 1 to increase the annual maximum compensation amount of Section 3.A and to revise the terms of the additional services in Section 3.C.

C. On August 1, 2020, the City and Contractor entered into Amendment No. 2 to extend the term of the Agreement through August 1, 2022.

D. The Parties now desire to amend the Agreement to extend the term and update the fee schedule.

NOW, THEREFORE, in consideration of the Parties' performance of the promises, covenants, and conditions stated herein, the Parties hereby agree as follows:

Section 1. Section 2 of the Agreement is hereby amended to extend the term of the Agreement through July 31, 2023, unless sooner terminated as provided in Section 12 of the Agreement.

Section 2. Exhibit B (Approved Fee Schedule) of the Agreement is hereby replaced with Exhibit A of this Amendment No. 3 to update the fee schedule.

Section 3. Except as specifically amended by this Amendment No. 3, all other provisions of the Agreement (as previously amended by Amendment Nos. 1 and 2) shall remain in full force and effect.

[SIGNATURE PAGE FOLLOWS]

IN WITNESS THEREOF, the Parties hereto have executed this Amendment No. 3 on the day and year first shown above.

City:

City of Manhattan Beach,
a California municipal corporation

Contractor:

Quick Caption, Inc.,
a California corporation

By: _____
Name: Bruce Moe
Title: City Manager

DocuSigned by:
Anthia Ward
By: _____
Name: Anthia Ward 7/7/2022
Title: President

ATTEST:

By: _____
Name: Liza Tamura
Title: City Clerk

APPROVED AS TO FORM:

DocuSigned by:
Quinn Barrow, City Attorney
By: _____
Name: Quinn M. Barrow 7/11/2022
Title: City Attorney

APPROVED AS TO FISCAL IMPACT:

DocuSigned by:
Julie Bondarchuk 7/7/2022
By: _____
Name: ~~Steve S. Charelian~~ Julie Bondarchuk
Title: ~~Finance Director~~ Acting Finance Director

APPROVED AS TO CONTENT:

DocuSigned by:
Liza Tamura
By: _____
Name: Liza Tamura 7/7/2022
Title: City Clerk

Exhibit A Revised Fee Schedule

Broadcast Captioning Services (All Meeting Types)	Rate Per Hour
City Council Meetings	\$121
Planning Commission Meetings	\$121
City Budget Meetings	\$121
Community Events	\$121
Internal City Events	\$121

The above rates include the submission of the real-time, unedited transcript in .doc and .txt formats within 24 hours of the posting of the event's video on the City's website.

48-business-hour cancelation policy continues to apply.

Additional Services	Hourly Rate	Invoiced Minimum
Creation of SAMI file To include transcript, time coding, imbedding	\$82.50	Two-hour minimum Invoiced in 30-minute increments
Creation of .pdf file	\$38.50	Two-hour minimum Invoiced in 30-minute increments
Creation of verbatim transcript	\$121.00	Two-hour minimum Invoiced in 30-minute increments