

1 FOURTH AMENDMENT TO AGREEMENT NO. 33431

2 **33431**

3 THIS FOURTH AMENDMENT TO AGREEMENT NO. 33431 is made and
4 entered, in duplicate, as of February 20, 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 on
6 February 13, 2018, by and between ONWARD ENGINEERING, a California corporation,
7 with a place of business at 300 S. Harbor Blvd., Suite 814, Anaheim, California 92805
8 ("Consultant"), and the CITY OF LONG BEACH, a municipal corporation ("City").

9 WHEREAS, City requires specialized services requiring unique skills to be
10 performed in connection with on-call street design consulting services; and

11 WHEREAS, City and Consultant (the "Parties") entered into Agreement No.
12 33431 (the "Agreement") whereby Consultant agreed to provide these services; and

13 WHEREAS, the Parties entered into a First Amendment to the Agreement to
14 update the schedule of rates charged by Consultant; and

15 WHEREAS, the Parties entered into a Second Amendment to the Agreement
16 to update the City representative and extend the term an additional one (1) year period;
17 and

18 WHEREAS, the Parties entered into a Third Amendment to the Agreement
19 to decrease the Agreement by \$200,000 for a total not to exceed amount of \$800,000; and

20 WHEREAS, the Parties desire to extend the term an additional one (1) year
21 period;

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

24 1. Section 2 of the Agreement is hereby amended to read as follows:

25 "2. TERM. The term of this Agreement shall commence at midnight on
26 May 1, 2014, and shall terminate at 11:59 p.m. on April 30, 2019, unless sooner terminated
27 as provided in this Agreement, or unless the services or the Project is completed sooner."

28 ///

OFFICE OF THE CITY ATTORNEY
CHARLES PARKIN, City Attorney
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Long Beach, CA 90802-4664

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2. Except as expressly modified herein, all of the terms and conditions contained in Agreement No. 33431 are ratified and confirmed and shall remain in full force and effect.

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.

ONWARD ENGINEERING, a California corporation

_____, 2018 By Majidi Ataya
Name MAJIDI ATAYA
Title PRESIDENT

_____, 2018 By Ahmad Ataya
Name Ahmad Ataya
Title Secretary

"Consultant"

CITY OF LONG BEACH, a municipal corporation

4/4, 2018 By PLest
City Manager

"City"

This Fourth Amendment to Agreement No. 33431 is approved as to form on 3/12, 2018.

CHARLES PARKIN, City Attorney
By Charles Parkin
Deputy