

34375

SIXTH AMENDMENT TO AGREEMENT NO. 34375

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THIS SIXTH AMENDMENT TO AGREEMENT NO. 34375 is made and entered, as of July 5, 2023, for reference purposes only, pursuant to a minute order adopted by the City Council of the City of Long Beach at its meeting on June 6, 2023, by and between AKM CONSULTING ENGINEERS, a California corporation ("Consultant"), with a place of business at 553 Wald, Irvine, California 92618, and the CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, City and Consultant (the "Parties") entered into Agreement No. 34375 (the "Agreement") under Specification No. RFQ PW16-115, whereby Consultant agreed to provide as-needed public works construction management and inspection services in a not to exceed amount of Five Hundred Thousand Dollars (\$500,000) for a period of three (3) years with the option to extend for two (2) additional one-year periods, at the discretion of the City Manager; and

WHEREAS, the Parties entered into a First Amendment to the Agreement to extend the term to August 31, 2020; and

WHEREAS, the Parties entered into a Second Amendment to the Agreement to increase the authority amount for a total not to exceed One Million Dollars (\$1,000,000), and extend the term to August 31, 2021; and

WHEREAS, on August 3, 2021, the City Council authorized increasing the aggregate not to exceed amount by Ten Million Dollars (\$10,000,000) for a revised aggregate amount not to exceed Forty-Nine Million Dollars (\$49,000,000), and extended the term to August 31, 2022, for all as-needed construction management and inspection services for all public works projects created under Specification No. RFQ PW16-115; and

WHEREAS, the Parties entered into a Third Amendment to the Agreement to increase the authority amount for a total not to exceed Three Million Dollars (\$3,000,000), and extend the term to August 31, 2022; and

WHEREAS, the Parties entered into a Fourth Amendment to the Agreement

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411 West Ocean Boulevard, 9th Floor
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1 to increase the total authority amount for a total not to exceed Four Million Dollars
2 (\$4,000,000); and

3 WHEREAS, on July 19, 2022, the City Council authorized increasing the
4 aggregate not to exceed amount by Six Million Dollars (\$6,000,000) for a revised aggregate
5 amount not to exceed Fifty-Five Million Dollars (\$55,000,000) and extended the term to
6 August 31, 2023, for as-needed construction management and inspection services for all
7 public works projects created under Specification No. RFQ PW16-115; and

8 WHEREAS, the Parties entered into a Fifth Amendment to the Agreement to
9 increase the authority amount for a total not to exceed Five Million Dollars (\$5,000,000),
10 extend the term by one (1) additional one-year period, attach an updated rate sheet, and
11 update the City Representative; and

12 WHEREAS, on June 6, 2023, the City Council authorized extending the term
13 of the Agreement to August 31, 2024, for as-needed construction management and
14 inspection services for all public works projects created under Specification No. RFQ
15 PW16-115; and

16 WHEREAS, the Parties desire to extend the term of the Agreement by one
17 (1) additional one-year term, and attach an updated rate sheet;

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

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

21 "2. TERM. The term of this Agreement shall commence at midnight on
22 August 31, 2016, and shall terminate at 11:59 p.m. on August 31, 2024, unless sooner
23 terminated as provided in this Agreement, or unless the services or the Project is
24 completed sooner."

25 2. The Rates attached as Exhibit "B-1" in the Fifth Amendment to the
26 Agreement are hereby amended and replaced by Exhibit "B-2", attached hereto and
27 incorporated herein.

28 3. Except as expressly amended herein, all terms and conditions in

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1 Agreement No. 34375 are ratified and confirmed and shall remain in full force and effect.

2 IN WITNESS WHEREOF, the Parties have caused this document to be duly
3 executed with all formalities required by law as of the date first stated above.

4 AKM CONSULTING ENGINEERS, a
5 California corporation

6 July 21, 2023 By [Signature]
7 Name Zeki Kayiran
8 Title President

9 July 21, 2023 By [Signature]
10 Name Menmet Kayiran
11 Title Treasurer

12 "Consultant"

13 CITY OF LONG BEACH, a municipal
14 corporation

15 August 9, 2023 By [Signature]
16 City Manager

17 EXECUTED PURSUANT
18 TO SECTION 301 OF
19 "City" THE CITY CHARTER.

20 This Sixth Amendment to Agreement No. 34375 is approved as to form on
21 AUGUST 3, 2023.

22 DAWN MCINTOSH, City Attorney

23 By [Signature]
24 Deputy

Exhibit "B-2"

Rate Update



AKM Consulting Engineers
553 Wald
Irvine, CA 92618
Telephone: 949.753.7333
Facsimile: 949.753.7320
www.akmce.com

Water Resources
Infrastructure
Construction Management

**Schedule of Rates for Services for City of Long Beach
As Needed Construction Management
September 1, 2023 to August 31, 2024**

Title	Hourly Rate
Principal	\$241.91
Principal Engineer (I)	\$241.91
Project Manager	\$241.91
Project Engineer	\$218.31
Resident Engineer	\$206.51
Senior Engineer	\$206.51
Principal Engineer (II)	\$198.25
Associate Engineer	\$159.31
Senior Construction Manager	\$153.41
Construction Manager / Senior Resident Engineer / Inspector	\$169.95
Staff Engineer	\$141.60
Field Engineer / Inspector	\$159.65
Deputy and Special Inspections	\$159.65
Financial Analyst	\$118.01
Senior Designer / Senior CADD Technician	\$106.20
Assistant Engineer	\$102.66
Designer / Senior CADD Technician	\$100.30
Engineering Technician	\$94.40
Administrative / Support Staff	\$77.88
Engineering Aid	\$64.90

No mileage, transportation charges or per diem allowed.
Pre-approved reimbursable items charged at cost.
Sub-consultants billed at cost.
Rates can only be changed by amendment.
Pre-approved overtime will be charged at time and a half.