## OFFICE OF THE CITY ATTORNEY CHARLES PARKIN, City Attorney 333 West Ocean Boulevard, 11th Floor Long Beach. CA 90802-4664

## SECOND AMENDMENT TO AGREEMENT NO. 34182

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THIS SECOND AMENDMENT TO AGREEMENT NO. 34182 is made and entered, in duplicate, as of October 11, 2018 for reference purposes only, pursuant to a minute order adopted by the City Council of the City of Long Beach at its meeting on April 3, 2018, by and between HDR ENGINEERING, INC., a Nebraska corporation ("Consultant"), with a place of business at 100 Oceangate, Suite 1120, Long Beach, California 90802, and the CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, City requires specialized services requiring unique skills to be performed in connection with as-needed professional engineering services; and

WHEREAS, City and Consultant (the "Parties") entered into Agreement No. 34182 (the "Agreement") whereby Consultant agreed to provide these specialized services; and

WHEREAS, the Parties entered into a First Amendment to the Agreement to add \$2,000,000 to the Agreement for a total not to exceed amount of \$5,000,000; and

WHEREAS, the Parties desire to extend the term one (1) additional one-year period: and

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

- 1. Section 2 of the Agreement is hereby amended to read as follows:
- "2. <u>TERM</u>. The term of this Agreement shall commence at midnight on January 1, 2016, and shall terminate at 11:59 p.m. on December 31, 2019, unless sooner terminated as provided in this Agreement, or unless the services or the Project is completed sooner. The parties have the option to extend the term one (1) additional one-year period."
- Except as expressly modified herein, all of the terms and conditions contained in Agreement No. 34182 are ratified and confirmed and shall remain in full force and effect.

IN WITNESS WHEREOF, the Parties have caused this document to be duly 1 2 executed with all formalities required by law as of the date first stated above. 3 HDR ENGINEERING, INC., a Nebraska corporation 4 2018 By 5 6 Title 7 2018 By 8 **Tom Modica** Assistant City Manager 9 "Consultant" **EXECUTED PURSUANT** 10 TO SECTION 301 OF CITY OF LONG BEACH, a municipal THE CITY CHARTER 11 corporation CHARLES PARKIN, City Attorney 333 West Ocean Boulevard, 11th Floor Long Beach. CA 90802-4664 12 2018 13 City Manager 14 "City" This Second Amendment to Agreement No. 34182 is approved as to form on 15 16 2018. 17 CHARLES PARKIN, City Attorney 18 19 Deputy 20 21 22 23 24 25 26 27 28